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THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

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PART I-A

Jammu & Kashmir Government–Orders

HIGH COURT OF JAMMU AND KASHMIR AT JAMMU
(Office of the Registrar General at Jammu)

Notification

No. 1542 Dated 10-03-2020.

In exercise of the rule making power under Part-V of the Civil Procedure Code, 1908 and Clause (d) of sub-section 2 of section 89 of the said Code read with Section 122 of the Civil Procedure Code, 1908, Section 21 of the Family Courts Act, 1984, Section 82 of the Arbitration and Conciliation Act, 1996 and all other enabling provisions, the High Court of Jammu and Kashmir is hereby issuing the following rules :ð

JAMMU AND KASHMIR MEDIATION AND CONCILIATION RULES, 2019

1. **Title.**ð These Rules shall be called ótThe Mediation and Conciliation Rules, 2019ô. The Rules would be applicable to all Mediation and Conciliation Centres functioning in the High Court of Jammu & Kashmir and the District Courts in Jammu and Kashmir, in connection with all mediation/conciliation services offered by them as also in connection with any suit or other proceeding, pending in the High Court of Jammu and Kashmir or in any Court subordinate thereto. The reference to mediation or conciliation may be made by the High Court or any other Court subordinate thereto to the Mediation Centre(s) in the High Court, District Courts and/or any Mediation Centres set up by the Courts or the Legal Services Authorities.

2. **Appointment of Mediator or Conciliator.**ð

(a) Parties to a suit or other proceeding may agree on the name of the sole mediator or conciliator for mediating the disputes between them ;

(b) Where there are two or more sets of parties and are unable to agree on a sole mediator/conciliator, each set of parties shall nominate the mediator/conciliator or the Court may nominate/ appoint the mediator/conciliator, as it deems fit ;

(c) Where parties agree on a sole mediator/conciliator under clause (a) or where the mediator/conciliator is nominated/ appointed by the court or otherwise under clause (b), the mediator/conciliator need not necessarily be from the panel of mediators/conciliators referred to in Rule 3 nor bear the qualifications referred to in Rule 4 but should not be a person who suffers from the disqualifications referred to in Rule 5 ;

(d) Where there are more than two sets of parties having diverse interests, each set shall nominate a person on its behalf and the said nominees shall appoint a sole mediator ;

3. **Panel of Mediators/Conciliators.**

(a) The High Court shall, for the purpose of appointing mediators between the parties at the pre-litigation stage or in pending suits or proceedings, prepare a panel of the mediators/ conciliators and put the same on the Notice Board within thirty days of coming into force of these Rules or any changes being carried out with copy to the High Court Bar Association ;

(b) (i) The High Court or the Court of the Principal District and Sessions Judge in each District or the Courts of the Principal Judge of the City Civil Courts or Courts of equal status shall, for the purpose of appointing a mediator/ conciliator to mediate between the parties at the pre-litigation stage or in pending suits or proceedings prepare a panel of the mediators/conciliators within a period of ninety days of the commencement of these Rules and shall submit the same to the High Court for approval. On approval of the said panel by the High Court, with or without modification, which shall be done within thirty days of the submission of the panel, the same shall be published on their respective Notice Board(s) ;

(ii) Copies of the said panel referred in clause (i) shall be forwarded to all the Courts of equivalent jurisdiction or subordinate courts referred to in sub clause (i) and to the Bar Associations attached to each of the Courts ;

(c) The consent of the persons whose names are included in the panel shall be obtained before empanelling them ;

(d) The panel of names shall contain a detailed Annexure giving details of the qualifications of the mediators/conciliators and their professional or technical experience in different fields ;

(e) The panel of mediators/conciliators appointed under clause (a) and clause (b) shall normally be for a period of three years from the date of appointment and further extension of· the panel of mediators/conciliators or any mediator/conciliator shall be at the discretion of the High Court or the Court of the Principal District and Sessions Judge in each District or the Courts of the Principal Judge of the City Civil Courts with the approval of the High Court, as the case may be.

4. **Qualification of Persons to be Empanelled under Rule 3.**ð The following persons may be treated as the qualified and eligible for being enlisted in the panel of mediators/conciliators under Rule 3, namely :ð

(i) Retired Judges of the Supreme Court of India ;

(ii) Retired Judges of the High Court ;

(iii) Retired District and Sessions Judges of the City Civil Court or Courts of equivalents status ;

(iv) Legal practitioners with at least ten years standing at the Bar at the level of the Supreme Court or the High Court or the District Courts or Courts of equivalent status ;

(v) Experts or other professionals with at least five years standing ;

(vi) Institutions and persons who are themselves experts in mediation and have been recognized as such by the High Court

provided the names of its members are approved by the High Court initially or whenever there is change in membership.

The empanelment of any of the above shall be effected only after their having undergone the training as per settled norms.

5. **Disqualifications of Persons.**ð The following persons shall be deemed to be disqualified for being empanelled as mediators/ Conciliators/co-mediator/co-conciliator :ð

(i) any person who has been adjudged as insolvent or is declared of unsound mind ; or

(ii) any person against whom criminal charges involving moral turpitude are framed by the criminal court and are pending ; or

(iii) any person who has been convicted by a criminal court for any offence involving moral turpitude ;

(iv) any person against whom disciplinary proceedings or charges, relating to moral turpitude have been initiated by the appropriate disciplinary authority which are pending or have resulted in a punishment ;

(v) any person who is interested or connected with the subject matter of dispute or is related to anyone of the parties or to those who represent them, unless such objection is waived by all the parties in writing ;

(vi) any legal practitioner who has or is appearing for any of the parties in the suit or in any other suit or proceedings ;

(vii) such other categories of persons as may be notified by the High Court.

The empanelment of any of the above shall be effected only after their having undergone the training as per settled norms.

6. **Venue for Conducting Mediation and Conciliation.**ð The mediator/conciliator shall conduct the mediation/conciliation at one or other of the following places :ð

(1) Mediation and conciliation centers established by the High Court ;

(2) Venue of the Lok Adalat or Permanent Lok Adalat ;

(3) Any place identified by the High Court/Principal District Judge within the Court precincts for the purpose of conducting mediation ;

(4) Any place identified by the Bar Association or State Bar Council for the purpose of mediation, within the premises of the Bar Association or State Bar Council, as the case may be ;

(5) Any other place as may be agreed upon by the parties subject to the approval of the Court.

7. **Preference.**ð The Court shall, while nominating any person from the panel of Mediators/Conciliators referred to in Rule 3, consider his suitability for resolving the dispute(s) involved and shall give preference to those who have proven record of successful mediation/ conciliation or who have special qualification or experience in the mediation/conciliation.

8. **Duty of Mediator/Conciliator to Disclose Certain Facts.**ð

(a) When a person is approached in connection with his proposed appointment as Mediator/Conciliator, he shall disclose any circumstance(s) likely to give rise to a justifiable doubt as to his independence or impartiality ;

(b) Every Mediator/Conciliator shall from the time of his appointment and throughout continuance of the mediation/ conciliation proceedings, without delay, disclose to the parties, about the existence of any circumstances referred to in clause (a) ;

9. **Withdrawal of Appointment.**ð Upon information furnished by the Mediator/Conciliator under Rule 8 or upon any other information received from the parties or other persons, if the Court, in which the suit or proceeding is pending, is satisfied, that the said information has raised a reasonable doubt as to the Mediator/Conciliator's independence or impartiality, it may withdraw the appointment and replace him/her by another Mediator/Conciliator.

10. **Removal or Deletion From Panel.**ð A person whose name is placed in the panel referred to in rule 3 may be removed or his name be deleted from the said panel, by the Court which empanelled him, if :ð

(i) he resigns or withdraws his name from the panel for any reason ;

(ii) he is declared insolvent or is declared of unsound mind ;

(iii) he is a person against whom criminal charges involving moral turpitude are framed by a criminal court and are pending ;

(iv) he is a person who has been convicted by a criminal court for any offence involving moral turpitude ;

(v) he is a person against whom disciplinary proceedings on charges relating to moral turpitude have been initiated by appropriate disciplinary authority which are pending or have resulted in a punishment ;

(vi) he exhibits or displays conduct, during the continuance of the mediation proceedings, which is unbecoming of a mediator ;

(vii) the court which empanelled, upon receipt of information, is satisfied, after conducting such inquiry as it deems fit, is of the view that it is not possible or desirable to continue the name of that person in the panel; provided that, before removing or deleting his name, under clauses (vi) and (vii), the Court shall hear the mediator/conciliator whose name is proposed to be removed or deleted from the panel, before passing the order.

11. **Procedure of Mediation/Conciliation.**ð The following procedure shall be followed during the process of Mediation/ Conciliation :ð

(a) The Mediator/Conciliator shall, at the outset, disclose the procedure/process of mediation/conciliation to the parties before commencement of mediation session ;

(b) The parties shall, at the commencement of Mediation/ Conciliation session, sign a consent form agreeing to participate

in the Mediation/Conciliation process in good faith and with the intention to settle the dispute ;

(c) The Mediator/Conciliator shall as far as practicable follow the procedure/ process of mediation in true letter and spirit and fix the time schedule for completion of the Mediation/Conciliation proceedings which shall not be for more than 90 days, extendable with prior approval of the court/tribunal in which the suit or proceedings may be pending ;

(d) The Mediation/ Conciliation sessions shall be held within the premises of the Centre or such other place where the parties to the suit or proceedings jointly agree with the Mediator/ Conciliator after taking prior approval from the Co-ordinator/ Incharge of the Centre ;

(e) The Mediator/Conciliator shall not be bound by the Indian Evidence Act, 1872 or the Code of Civil Procedure, 1908 or the Code of Criminal Procedure, 1973 and shall be guided by the principles of fairness and justice, having regard to the rights and obligations of the parties and the circumstances of the dispute(s) ;

(f) Mediation/Conciliation shall not be limited to the issues in dispute and the Mediator/Conciliator may take into consideration disputes between the parties to a case not subject of the pending litigation and facilitate resolution of all the disputes between the parties agreed to be placed before the Mediator/Conciliator ;

(g) The Centre shall endeavour to ensure that each Mediation/ Conciliation proceedings is concluded within a period of 90 days from the date of referral or such time as may be granted by the court ;

(h) In an appropriate case, the Centre/Mediator/Conciliator may invite the parties other than those who are involved in the litigation to join the Mediation/Conciliation. Such a party(ies) shall also be bound by these rules and required to sign the consent form as mentioned above ;

(i) As soon as a referral order is received from the court by the Centre, a Mediator/Conciliator/Co-mediator/Co-conciliator shall be appointed by the Centre ;

(j) The Mediator/Conciliator may meet the parties, jointly and separately, as may be decided upon by the mediator/ conciliator ;

(k) The Mediator/Conciliator shall not be required to maintain the details of the proceedings but shall be entitled to record notes for his/her own reference only.

(l) The Mediator/ Conciliator shall fix the dates for Mediation/ Conciliation sessions and for this purpose shall give sufficient notice to the parties ;

(m) At the end of Mediation/Conciliation, if any settlement is arrived at, the Mediator/Conciliator shall draw up the settlement and shall obtain the signatures of the parties thereon along with their advocates, if represented. Any third party invited during mediation, if required, shall also sign the settlement.

(n) Settlement so recorded shall be presented to the court/tribunal in the cases referred by it ;

(o) In case of failure to resolve the dispute, the Mediator/ Conciliator shall submit his report to the court/tribunal to the said effect without assigning reasons therefor.

12. **Mediator not Bound by Indian Evidence Act, 1872 or Code of Civil Procedure, 1908.**ð The Mediator shall not be bound by the Code of Civil Procedure, 1908 or the Indian Evidence Act, 1872, but shall be guided by principles of fairness and justice, having due regard to the rights and obligations of the parties, usages of trade, if any, and the nature of the dispute.

13. **Representation of Parties and consequences of Non-Attendance of Parties at sessions or meetings on due dates.**ð

(a) The parties shall ordinarily be present personally or through constituted attorney/authorized representative at the sessions or

meetings notified by the Mediator/Conciliator. The parties may be present before the Mediator/Conciliator through any electronic mode, audio-video communication, if not in a position to be personally present. However, they may be represented by the counsel with permission of the Mediator/ Conciliator in such sessions or meetings ;

(b) The party not residing in India, may be represented by the constituted attorney at the sessions or meetings. However, it may be represented by the counsel with permission of the Mediator/Conciliator in such sessions or meetings ;

(c) If a party fails to attend a session or a meeting notified by the Mediator/ Conciliator on account of deliberate or willful act, the other party can apply to the Court in which the suit or proceeding is pending. In that case Court may issue the appropriate directions having regard to the facts and circumstances of the case.

14. **Administrative Assistance.**ð In order to facilitate the conduct of Mediation/Conciliation proceedings, the parties, or the Mediator/ Conciliator with the consent of the parties, may arrange for administrative assistance by a suitable institution or person.

15. **Offer of settlement by Parties.**ð

(a) Any party to the suit may make a, ñwithout prejudiceò offer, to the other party at any stage of the proceedings, with notice to the Mediator/Conciliator ;

(b) Any patty to the suit may make a ñwith prejudiceò offer, to the other patty at any stage of the proceedings, with notice to the Mediator/Conciliator ;

16. **Role of Mediator/Conciliator.**ð The Mediator/Conciliator shall attempt to facilitate voluntary resolution of the dispute(s) by the parties, and communicate the view of each party to the other, assist them in identifying issues, reducing misunderstandings, clarifying priorities, exploring areas of compromise and generating options in an attempt to solve the dispute(s), emphasizing that it is the responsibility of the parties

to take decision which effect them; he shall not impose any terms of settlement on the parties.

17. **Parties alone responsible for taking decision.**ð The parties shall be made to understand that the Mediator/Conciliator only facilitates in arriving at a decision to resolve dispute(s) and that he will not and cannot impose any settlement nor does the Mediator/Conciliator give any assurance that the Mediation/Conciliation will result in a settlement. The Mediator/Conciliator shall not impose any decision on the parties.

18. **Time limit for completion of Mediation/Conciliation.**ð On the expiry of ninety days from the date fixed for the first appearance of the parties before the Mediator/Conciliator, the Mediation/Conciliation shall stand terminated, unless the court, which referred the matter, either *suo-moto*, or upon, request by any of the parties, and upon hearing all the parties, is of the view that extension of time is necessary or may be useful; but such extension shall not be beyond a further period of thirty days.

19. **Parties to Act in good faith.**ð While no one can be compelled to commit to settle his case in advance by way of mediation, all parties shall commit to participate in the proceedings in good faith with the intention to settle the dispute, if possible.

20. **Confidentiality, disclosure and inadmissibility of Informationhen.**ð

(a) Mediator/Conciliator receives factual information concerning the dispute(s) from any party, he shall disclose the substance of that information to the other party, so that the other party may have an opportunity to present such explanation as it may consider appropriate :

Provided that, when a party gives information to the Mediator/ Conciliator subject to a specific condition that it be kept confidential, the Mediator/Conciliator shall not disclose that information to the other party.

(b) Receipt or perusal, or preparation of records, reports or other documents by the Mediator/Conciliator, while serving in that

capacity shall be confidential and the Mediator/Conciliator shall not be compelled to divulge information regarding those documents nor as to what transpired during the Mediation/ Conciliation before any court or tribunal or any other authority or any person or group of persons ;

(c) Parties shall maintain confidentiality in respect of events that transpired during the Mediation/ Conciliation and shall not rely on or introduce the said information in other proceedings as to :ð

(i) views expressed by a party in the course of the Mediation/ Conciliation proceedings ;

(ii) documents obtained during the Mediation/Conciliation which were expressly required to be treated as confidential or other notes, drafts or information given by the parties or the Mediator/Conciliator ;

(iii) proposals made or views expressed by the Mediator/ Conciliator. ;

(iv) admission made by a party in the course of Mediation/ Conciliation proceedings ;

(v) the fact that a party had or had not indicated willingness to accept a proposal ;

(d) There shall be no stenographic, audio or video recording of the Mediation/Conciliation proceedings ;

(e) No statement of parties or the witnesses shall be recorded by the Mediator/Conciliator.

21. **Privacy.**ð The Mediation/Conciliation sessions or meetings would be conducted in privacy where the persons as mentioned in Rule 12 shall be entitled to represent parties. However, other persons may attend only with the permission of the parties and with the consent of the Mediator/Conciliator.

22. **Immunity.**ð No Mediator/Conciliator/Co-mediator/Co-conciliator shall be held liable for anything bonafide done or omitted to

be done by him during the Mediation/Conciliation proceedings for civil or criminal action nor shall he be summoned by any party to the suit or proceeding to appear in a Court of law, give information about or to testify in regard to information received by him or action taken by him or in respect of drafts or records prepared by him or shown to him during the Mediation/Conciliation proceedings.

23. **Communication between Mediator/Conciliator and the Court.**—

(i) In order to preserve the confidence of parties in the Court and the neutrality of the Mediator/Conciliator, there should be no communication between the Mediator/Conciliator and the Court, except as stated in clauses (ii) and (iii) of this Rule ;

(ii) If any communication between the Mediator/Conciliator and the Court is necessary, it shall be in writing and copies of the same shall be given to the parties or the constituted attorney or the counsel ;

(iii) Communication between the Mediator/Conciliator and the Court shall be limited to communication by the Mediator/ Conciliator :—

(a) with the Court about the failure of the party to attend ;

(b) with the Court about the consent of the parties ;

(c) regarding his assessment that the case is not suited for settlement through the mediation/conciliation ;

(d) that the parties have settled the dispute(s).

24. **Settlement Agreement.**—

(i) Where an agreement is reached between the parties in regard to all the issues either in the suit or proceedings or some of the issues or otherwise between the parties, the same shall be reduced to writing, executed and signed by the parties or their constituted attorney. If any counsel has represented the parties, the Mediator may obtain his signature also on the settlement agreement ;

(ii) The agreement of the parties so signed and attested shall be submitted to the Mediator who shall forward the same to the court in which the suit is pending ;

(iii) Where no agreement is arrived at between the parties or where the Mediator/Co-mediator/Co-conciliator is of the view that no settlement is possible he shall report the same to the said court in writing.

25. **Court to fix a date for recording settlement and passing order/Decree in Civil Cases.**ð

(1) On receipt of any settlement in a pending case if the Court is satisfied that the parties have settled their dispute(s), it shall pass appropriate decree/order in accordance with terms thereof.

(2) If the settlement disposes of only certain issues arising in the suit or proceeding, on the basis of which any order or decree is passed as stated in clause (a), the Court shall proceed further to decide the remaining issues.

26. **Mediation/Conciliation in cases wherein the subject matter involves offences covered under section 320 of the central Cr. P. C. as well as compoundable offences under special statutes such as section 138 of the Negotiable Instruments Act, 1881.**ð

A. The following procedure shall govern the process of reference of the parties to mediation by a court exercising criminal jurisdiction for settlement of criminal offences which are statutorily compoundable :ð

(i) In the event that the complainant/victim and the person(s) accused are inclined to settle their disputes and seek reference to Mediation/Conciliation, the Magistrate/Court shall refer the parties to a Mediation and Conciliation Centre attached to Courts, the Mediation/Conciliation shall take place in the same manner as followed for Mediation/ Conciliation in a civil dispute as detailed in these rules ;

(ii) If a settlement is reached during the Mediation/Conciliation, the settlement agreement which is drawn-up must incorporate :ð

(a) A clear stipulation as to the condition(s) precedent, if any, subject to performance of which the complainant and/or

the victim has agreed to compound the offence alleged to have been committed by the person accused and/or ;

(b) A stipulation regarding the voluntariness of the settlement and declaration that the executors of the settlement agreement were executing and signing the same without any kind of force, pressure and undue influence ;

(c) An unequivocal declaration that both parties have executed the agreement after understanding the terms of the settlement agreement as well as of the consequences of its breach ;

(d) A clear stipulation as to the terms of settlement, the amount (if any) which is agreed to be paid by any person accused of the offence, to the complainant and/or the victim of the offence ;

(e) A clear and simple mechanism/method of performance by the persons including timeline(s) of the conditions precedent, and the manner and mode of the payment of the agreed amount as well as the terms thereof by the person accused to the complainant/ victim of the offence as also of any other terms agreed to by the parties ;

(f) Undertakings of all parties to abide and be bound by the terms of the settlement must be contained in the agreement to ensure that the parties comply with the terms agreed upon ;

(g) A clear stipulation, if agreed upon, of the penalty which would ensure to the parties if a default of the agreed terms is committed by them, in addition to the consequences of the breach of the terms of the settlement ;

(h) The settlement agreement shall be signed (or bear thumb impression, if the party is incapacitated/unable to sign) by all parties or their authorized representatives, who shall be identified by the counsel in the matter. The counsel representing the parties would affix their signatures on the

settlement agreement which shall be then endorsed by the mediator ;

(B) The Mediator should forward a carefully executed settlement agreement to the concerned court on the date fixed, when the parties and/or their authorized representative(s) would appear before the Court.

27. **Mediation in cases wherein the subject matter involves offences which are not compoundable under section 320 of the Code of Criminal Procedure, 1973 and other special statutes.**ð

(a) In any proceeding before it arising out of cases involving offences which are not compoundable under Section 320 of the Cr. P. C. or other special statutes, upon request of the parties (complainant/ victim & accused), if the ends of justice and the facts of the case so warrant, the court may refer the parties to Mediation/Conciliation of the underlying dispute(s), provided that the same do not fall in the category of cases for which exercise of powers for quashing the criminal prosecution may not be exercised ;

(b) Upon receipt of an order or referral, or its reiteration in terms of the above, the person in-charge of the mediation centre shall appoint a suitable Mediator/Conciliator having due regard to the nature of the dispute between the parties ;

(c) If a settlement is reached during the mediation, the settlement agreement which is drawn-up must incorporate all ingredients as prescribed under rule 24 above ;

(d) The Mediator/Conciliator should forward a carefully executed settlement agreement duly signed by the parties along with the report, to the referral court/parties on the date fixed. If the settlement is in a pending case, the parties or their authorised representatives would appear before the Court ;

(e) If agreed upon, the settlement shall also contain an agreement between the parties to seek appropriate orders for quashing of such offence or discharge of the accused from the High Court in accordance with law ;

(f) Where the settlement between the parties relates to cases pending in multiple courts, the Mediation & Conciliation Centre shall ensure that duly authenticated copies of the settlement agreement are placed before all the courts where such cases are pending.

28. **Mediation/Conciliation in cases wherein the subject matter involves offences which cannot be compounded but includes disputes between underlying parties.**ð

(a) These Rules shall apply to criminal cases which may of be such a nature where the parties may not be either permitted in law to compound the criminal case or may not be willing to compound the criminal case but may be willing to explore the possibility of a negotiated settlement of their underlying disputes ;

(b) The Court before whom such a criminal prosecution is pending may encourage the parties to seek Mediation/Conciliation so far as the underlying dispute is concerned. In case the parties agree for mediation of their civil disputes, the Court shall refer the parties to Mediation/Conciliation and such Mediation/Conciliation shall follow the same procedure as indicated for settlement of civil disputes ;

(c) The mediator would then follow the procedure prescribed above for mediation/conciliation in compoundable cases as per Rule 24 above ;

(d) In case settlement of underlying disputes during a pending criminal case is reached in Mediation/Conciliation, the referring court shall require the Mediator/Conciliator to place such settlement in the litigation pending between the parties which would proceed in the matter in accordance with prescribed procedure ;

(e) If settlement is reached regarding matters about which there is no pending litigation, the parties would be free to seek enforcement of the agreement reached, in accordance with law.

29. **Recording of settlement of disputes in criminal cases.**ð The court shall adopt the following procedure with regard to a settlement agreement received from the Mediator/Conciliator in criminal cases :ð

(i) The Court shall record a statement on oath of the parties affirming the terms of the settlement; that it was entered into voluntarily, out of the free will of the parties, after fully understanding the contents and implications thereof, affirming the contents of the agreement placed before the court ; confirming their signatures thereon. A clear undertaking to abide by the terms of the settlement should also be recorded as a matter of abundant caution ;

(ii) A statement to the above effect may be obtained on affidavit. However, the court must record a statement of the parties proving the settlement agreement and the affidavit on court record ;

(iii) The Court should independently apply judicial mind and satisfy itself that the settlement agreement is genuine, equitable, lawful, not opposed to public policy, voluntary and that there is no legal impediment in accepting the same ;

(iv) Pursuant to recording of the statement of the parties, in its order, the Court should specifically accept the statement of the parties as well as their undertakings and hold them bound by the terms of the settlement terms entered into by and between them. The order should clearly stipulate that in the event of default by either party, the amount agreed to be paid in the settlement agreement will be recoverable in terms of Section 431 Cr. P. C. read with Section 421 of the Cr. P. C. and that additionally, for breach of the undertaking given, the Magistrate/ Court would take appropriate action permissible in law to enforce compliance with the undertaking as well as the orders of the court based thereon, including proceedings under section 2(b) of the Contempt of Courts Act, 1971 for violation thereof ;

(v) Upon receiving a request from the complainant, that on account of the compromise vide the settlement agreement, it is

withdrawing himself from prosecution, the matter has to be compounded. At this point, the Court should discharge/acquit the accused person, depending on the stage of the case. This procedure shall be followed even where the settlement terms require implementation of the terms and payment over a period of time ;

(vi) In the event that after various rounds of mediation/conciliation, the parties conclude that the matter cannot be amicably resolved or settled, information to this effect should be placed before the Court who should proceed in that case on merits, as per the procedure prescribed by law.

30. **Mediation/Conciliation in cases which involve disputes governed by the Central Family Courts Act, 1984 or pending before Family Courts.**ð

(a) Where in any proceeding it appears to the Court seized of a dispute covered under Section 9 of the Family Courts Act, 1984, that there is a reasonable possibility of a settlement between the parties and that such settlement may be better facilitated through the Alternate Dispute Mechanism of Mediation/Conciliation, such Court shall record the willingness of the parties for the same and make a reference thereof to a Mediation Centre of their choice ;

(b) At the stage when a reference is made by the Family Court as above, the parties shall also be asked if they are ready and willing to refer all/any other dispute(s) between them pending before any other court for exploring the possibility of a comprehensive settlement through Mediation/Conciliation. If the parties give their consent, then the same shall be recorded and a reference of such other pending disputes between them shall also be made to a Mediation Centre of their choice ;

(c) While referring the parties for Mediation/Conciliation, it shall be open to the Court to secure the services of a Counsellor/ Psychologist/Medical Expert or such person whether related to the parties or not including a person professionally engaged in promoting the welfare of the family as the court may think fit during the course of mediation ;

(d) If during the course of mediation a mediator deems necessary to involve an expert for facilitation, the Mediator may with the consent of the parties request an expert on the panel of the Mediation Centre to assist the parties in resolution of dispute during the mediation process ;

(e) In the event of failure of parties to reach a settlement, the expert shall strictly maintain confidentiality regarding the proceeding. Such expert report should not contain anything except the report of failure, and preferably only one sentence, e. g. ñthe parties could not agree to settle their disputesò. The report of the expert shall not discuss generally or even in neutral narrative, the position of the parties or even without blaming the parties, indicating the reason for failure, unless the Court directs a detailed report to be submitted to the Court in a sealed cover ;

(f) If a settlement is reached, regarding drawing up the settlement agreement and recording thereof, the procedure in Rules 24 and 25 above shall be followed.

31. **Procedure for conciliation of disputes at Pre-litigation Stage.**ð

(i) Conciliation shall be In accordance with Part-III of the Arbitration and Conciliation Act, 1996 ;

(ii) A party seeking conciliation of any matter may directly or through counsel submit his/her application seeking conciliation of any dispute on a legal size paper addressed to the Coordinator of the Concerned District Mediation and Conciliation Centre at the Reception Counter of the Centre along with one passport size photograph of the applicant and a self attested copy of the ID Proof ;

(iii) Complete address of both the parties should be mentioned in the application with e-mail address and phone numbers ;

(iv) Such particulars of lawyer(s) if any, may also be mentioned. If all or some of the parties approach jointly then each applicant's passport size photo and self attested copy of the ID Proof shall be submitted along with the application(s) ;

(v) The application shall contain a concise statement from the applicant(s) regarding the dispute and detailed particulars of all concerned parties ;

(vi) A stamp paper of Rs. I00/- (Rupees one hundred only) for recording consent for appointment of Conciliator be also submitted along with the application ;

(vii) Number of copies of the application equal to the number of parties be furnished for serving the non applicants ;

(viii) In case of Conciliation in all disputes, except matrimonial disputes, the applicant shall deposit Rs. 1000/- (Rupees one thousand only) as administrative charges with the application ;

(ix) The fee of the Mediator/Conciliator is presently fixed at Rs.20000/- (Rupees twenty thousand only) payable by either party jointly or singly. The same shall be deposited by the parties forthwith after they have consented to the appointment of Conciliator ;

(x) In the case of Matrimonial Disputes, the conciliator shall be paid the fee at the rate and in the manner applicable to the Mediators in these Rules ;

(xi) Parties, together or singly, shall deposit Rs. 250/- (Rupees two hundred fifty only) per sitting towards charges for the use for conciliation of the Mediation Centre. In the case of Conciliation in matrimonial disputes, no charges shall be payable ;

(xii) The amounts mentioned in clause (viii), (ix) and (xi) above shall be paid either in cash or through Pay Order/Demand Draft drawn in favour of the Registrar General, J&K High Court for which a receipt shall be duly issued by the Centre ;

(xiii) A stamp paper of Rs.l 00/- (Rupees one hundred only) shall be submitted for recording the terms of a ñConciliated Settlement Agreementò if arrived at between the parties ;

(xiv) Self-attested passport size photographs of all the parties shall be affixed on the ñConciliated Settlement Agreementò, if any ;

(xv) Self-attested ID Proofs of all the parties shall also be attached to the ñConciliated Settlement Agreementò, if any ;

(xvi) In addition to the signatures, thumb impression of all the signatories to the ñConciliated Settlement Agreementò shall be obtained on the last page of the ñConciliated Settlement Agreementò and encircled with name(s) of the person whose thumb impression is affixed, along with proper indication of the thumb impression viz. right thumb impression (RTI) or left thumb impression (LTI), as the case may be ;

(xvii) Certified copies of the ñConciliated Settlement Agreementò may be collected after a week of the execution of the same. Copies of ñConciliated Settlement Agreementò shall be supplied to the parties and/or their counsel free of cost only once. Subsequent copies, if required shall be supplied on payment of Rs. 5/- (Rupees five only) per page and Rs. 50/- (Rupees fifty only) as Processing fee. The same shall be made available after three working days of the application ;

(xviii) In case of requirement of an expert/psychologist/counsellor, the same shall be appointed only with the written consent of the parties. The parties shall be liable to deposit Rs. 2000/ (Rupees two thousand only) per vist for such expert/psychologist/ counsellor jointly/severally ;

(xix) The coordinator may on consideration of any special circumstances of the dispute or the parties including their financial condition, waive payment of any of the charges payable under these Rules.

32. **Settlement of dispute at a Pre-litigation Stage.**ð In the event of the parties arriving at the settlement of a dispute at a Pre-litigation stage, the settlement shall be drawn up and enforced in the manner prescribed under Section 56 of the Arbitration and Conciliation Act, 1996.

33. **Fee of Mediator/Conciliator and costs.**ð

(i) Mediator will be paid honorarium as fixed by the High Court which may be re- fixed, reviewed from time to time ;

(ii) Each party shall bear the costs for production of witnesses on his side including experts, or for production of documents. Costs shall be assessed by the Mediator/Conciliator ;

(iii) Where a party is entitled to legal aid under section 12 of the Legal Services Authorities Act, 1987, the amount of fee payable to the mediator and costs shall be paid by the concerned Legal Services Authority under that Act.

34. **Ethics to be followed by Mediator/Conciliator.—**The Mediator/Conciliator shall,ð

(i) follow and observe these rules strictly and with due diligence ;

(ii) not carry on any activity or conduct which could reasonably be considered as conduct unbecoming of Mediator/ Conciliator ;

(iii) uphold the integrity and fairness of the mediation process ;

(iv) ensure that the parties involved in the Mediation/Conciliation are fairly informed and have an adequate understanding of the procedural aspects of the process ;

(v) satisfy himself/herself that he/she is qualified to undertake and complete the assignment in a professional manner ;

(vi) disclose any interest or relationship likely to affect impartiality or which might seek an appearance of partiality or bias ;

(vii) avoid, while communicating with the parties, any impropriety or appearance of impropriety ;

(viii) be faithful to the relationship of trust and confidentiality imposed in the office of Mediator/Conciliator ;

(ix) conduct all proceedings related to the resolution of dispute, in accordance with the applicable law ;

(x) recognize that Mediation/Conciliation is based on the principles of self determination by the parties and that mediation process relies upon the ability of parties to reach a voluntary, undisclosed agreement ;

(xi) maintain the reasonable expectations of the parties as to confidentiality ;

(xii) refrain from promises or guarantees of results.

35. **Transitory Provisions.**ð Until a panel of Mediators/Conciliators is prepared by the High Court and the District and Sessions Judge as stated in Rule 3, the Courts may nominate a Mediator/Conciliator of their choice if the Mediator/Conciliator belongs to the various classes of persons referred to in Rule 4 and is duly qualified and is not disqualified, taking into account the suitability of the Mediator/Conciliator for resolving the particular dispute(s).

(Sd.) SANJAY DHAR,

Registrar General.

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THE
JAMMU AND KASHMIR GOVERNMENT GAZETTE

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIATï GENERAL ADMINISTRATION
DEPARTMENT.

Subject :ï Guidelines for Regular Departmental Action (RDA).

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Circular No. 06-JK(GAD) of 2020

Dated 03-02-2020.

The guidelines for Regular Departmental Enquiries have been earlier circulated by this department vide Circular No. 28-GAD of 2013 dated 27-09-2013, No. 49-GAD of 2018 dated 12-12-2018 and No. 18-GAD of 2019 dated 26-03-2019. However, it has been noticed that the guidelines and procedures to be adopted in Regular Departmental Enquiries are still not being followed by the departments, in letter and spirit, which defeats the very purpose of investigation by the Investigating Agencies.

In some cases, it has also been observed that after receiving of recommendations from the Investigating Agencies, the department instead of serving charge-sheet to the delinquent public servant(s) choose to appoint "Enquiry Officer" or constitute "Enquiry Committee" at their level to decide the matter, which is unnecessary, uncalled for and often seen as a delaying tactic to avoid conclusion of departmental enquiries in accordance with the rules. In many other cases, it has been observed that even after the conclusion of departmental proceedings, Government Orders/Orders are not issued.

These acts are not only contrary to the provisions contained in the Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956, and Circular Instructions, issued by the General Administration Department from time to time, but also seen as delaying tactic for conclusion of enquiry cases. As such, the following guidelines for Regular Departmental Enquiries are once again reiterated for the implementation by all the departments :ï

1. The Investigating Agencies-Anti Corruption Bureau (ACB) or Crime Branch (CB), in many cases, recommend Regular Departmental Action against delinquent public servant(s) pursuant to which the departments are required to initiate departmental proceedings, in accordance with the procedures laid down in Rule 33 of J&K Civil Services (Classification, Control and Appeal) Rules, 1956, and conclude the same in a time bound manner. The recommendations of Investigating Agencies invariably contain the draft Articles of Charge, Statement of Imputations with Gist of Evidences.

2. On the basis of the inputs received from the Investigating Agencies, the matter should be critically examined to determine as to whether a case for initiation of departmental proceedings is made out or not. If need arises, clarifications/more inputs should be obtained from the Investigating Agency/GAD (Vigilance). However, if there are any facts which require taking a different view, the case should be referred back to the

Investigating Agency, along with the said facts, within four weeks of the receipt of the recommendations ;

3. After the department arrives at a conclusion for initiation of departmental proceedings, Articles of Charge should be framed and served upon the delinquent officer/official, through an Office Memo along with the Statement of Imputation, Gist of Evidences and the details of documents on the basis of which charges have been framed immediately. In the Office Memo, fixed time frame be prescribed to the officer/official to file his/her replies ;

4. Adequate opportunity should be given to the charged officer/ official to present his/her case in person or through an advocate, and should be given access to all records/documents related to the case and provide the same if so requested ;

5. After receiving the reply to the charges so framed against the officer/official, same should be analyzed critically to arrive at a conclusion whether an Inquiry Officer is required to be appointed to inquire into the charges so framed or not ;

6. After arriving at a conclusion that such an inquiry is actually required, an Inquiry Officer should be appointed, with the approval of the Competent Authority, who should be given fixed time frame to complete the inquiry and submit the report. A Presenting Officer should also be appointed who would present the case, on behalf of the Government, before the Inquiry Officer ;

7. In case the Inquiry Officer fails to complete the inquiry in a time bound manner, the matter should be reported to the GAD for action against the officer ;

8. The report of the Inquiry Officer should then be analyzed and examined carefully to arrive at a decision about either the exoneration of officer/official from the charges or penalty to be

imposed in accordance with the rules with the approval of the Competent Authority. Further follow-up action should be taken expeditiously by the department ;

9. During the whole process, it should be ensured that principles of natural justice are followed and the charged officer/official is given opportunity of being heard/given access to the records in accordance with the prescribed rules ;

10. Where on the basis of the report of the Inquiry Officer, the officer/official is either exonerated or imposed any of the penalties by the Competent Authority, it should invariably be followed by way of issuing a speaking Government Order/Order, as the case may be, giving the chronological sequence of events leading to such exoneration/imposition of penalty. The GAD (Vigilance) and the Investigating Agency shall also be informed of the action taken ;

11. The procedure prescribed under Rule 34 of Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956, be followed, after a provisional decision to impose any major penalty under Rule 33 is taken, thereby, serving a show cause notice, along with copy of proceedings prepared under Rule 33 excluding the recommendations, if any, in regard to punishment, made by the officer conducting the inquiry, upon the delinquent Government servant, affording him/her an opportunity to explain by particular date, why the proposed penalty should not be imposed upon him/her ;

12. An opportunity of filing an appeal to a Government servant upon whom a penalty is imposed, should be provided in accordance with Rule 37 of Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956. The appeal, so filed, should be disposed off in a time bound manner as prescribed under rules ;

13. The department should monitor each departmental enquiry carefully to ensure its completion in a time bound manner preferably within a period of three months and not more than 6 months in any case, and its outcome shared with the General Administration Department (Vigilance).

14. The cases of the retired employees, in whose case departmental proceedings have been recommended, should be carefully examined in light of the Regulation 168 of the J&K CSRs, 1956 ;

It is also clarified that criminal proceedings and departmental proceedings can be held simultaneously except in cases where the Hon'ble Court has specifically restrained the Government from undertaking departmental proceedings. In all such criminal cases where the criminal proceedings have been initiated and the alleged criminal act amounts to act(s) of misconduct and, as such, attracts the provisions of Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956, the department shall take recourse and strictly adhere to the aforesaid rules, procedures and guidelines, and institute a departmental enquiry in all such cases.

Further, the Administrative Secretaries/Heads of Departments should take periodical review of the vigilance cases/departmental inquiries, pending at various stages, and issue necessary directions, as may be required, to ensure their speedy completion. All concerned should be informed that processing RDA cases in a timely manner is essential for good governance and a serious view will be taken on any delay even while processing cases.

All the departments should ensure that the above guidelines/instructions are implemented in letter and spirit.

(Sd.) DR. FAROOQ AHMAD LONE, IAS,

Secretary to the Government.

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GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIATð FINANCE DEPARTMENT.

Subject :ð Initiation of attachment proceedings under section 3 of J&K Protection of Interest of Depositors (in Financial Establishments) Act, 2012 against M/s Vikrant Financial Corporation, Rajouri Issuance of ad-interim order regarding.

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Government Order No. 92-FD of 2020

Dated 10-03-2020.

Whereas, M/s Vikrant Financial Corporation, Rajouri was set up in 1994 and started accepting the deposits from the depositors and a large number of people reportedly deposited their money in the said Company ; and

Whereas, in 2015 the Company turned defaulter and the owners of M/s Vikrant Finance Corporation refused to pay/liquidate the deposited amounts of depositors, following which an FIR was registered U/S 420, 406, 49, 467, 468, 471, 201, 120-B RPC against the partners of M/s Vikrant Finance Corporation, Rajouri at P/S, Crime Branch, Jammu and upon conclusion of investigations, offences U/S 420, 406, 49, 467, 468, 471, 201, 120-B RPC were established against them and a charge-sheet was accordingly, produced in the Court of Chief Judicial Magistrate, Rajouri, which is reportedly still subjudice in the Hon'ble Court of Additional Sessions Judge, Rajouri ; and

Whereas, a complaint was also filed by one Kuldeep Raj S/o Chuni Lal R/o Village Mehataka, Tehsil Kalakote, District Rajouri and twelve (12) others before Deputy Commissioner, Rajouri in terms of section 4 of J&K Protection of Interest of Depositors (in Financial Establishments) Act, 2012 against partners of M/s Vikrant Finance Corporation ; and

Whereas, the matter was examined in the Home Department and the latter observed that there were enough grounds for proceeding against the defaulting firm in terms of section 3 of the above Act and passed on the case file to Finance Department for taking further necessary action under section 3 of the above Act, being the department administering the Act ; and

Whereas, the issue was examined in Finance Department in terms of the above Act and Finance Department vide letter No. FD/BKG/15/2019 dated 12-04-2019 requested the Additional District Magistrate, Rajouri to indicate the amount of money taken by M/s Vikrant Finance Corporation, Rajouri, as deposits from the depositors along with the details of property that may be attached under section 3 of the above Act ; and

Whereas, the Additional District Magistrate, Rajouri vide letter No. DCR/2019-20/SQ/Actt/924 dated 08-01-2020 communicated the details of property of the defaulters, obtained from Tehsildar, Rajouri vide No. OQ/845 dated 20-09-2019 to be attached as under :ï

S. No.	Name of the Partner	Property identified for attachment
1	2	3
1.	Kewal Koul S/o Amar Nath R/o Ward No. 7, Rajouri	(i) House at proper Rajouri under Abadhi Deh. However, no Girdawari is entered in revenue record. He has sold the same house to one Bashir Ahmed S/o Mohd. Din caste Gujjar R/o Chhawa for Rs. 14.10 lacs ; (ii) Land measuring 41/2 marlas situated at City Rajouri (Thakar Dwara) ; (iii) Co-share with Anmol Koul in a house situated at proper Rajouri. (iv) Land measuring 21/2 marlas falling under Khasra No. 835 situated at Rampur, Rajouri.
2.	Kamal Kant Gupta S/o Bhagat Ram R/o Ward No. 12, Rajouri	(i) Two shops near Jhulla Bridge, Rajouri ; (ii) Co-share with brothers Ravi Kant, Kamal Kant and Koushal Kumar under Khasra No. 510 (01k-09m), 432 (00k-04m) (building of Punjab National Bank and shops), 512 (02k-02m) ;

1	2	3
		(iii) Co-share with brothers in land measuring 03k-19m falling under Khasra No. 28 situated at Village Sailani, Rajouri ; (iv) Co-share with brothers in land measuring 03 Kanals falling under Khasra No. 29 situated at Village Sailani, Rajouri. (v) Co-share with brothers in land measuring 02k-11m falling under Khasra No. 31 situated at Village Sailani, Rajouri. (vi) Land measuring 10 Marlas falling under Khasra No. 39 situated at Village Muradpur, Rajouri existing on the name of Kamal Kant. (vii) Co-share with brothers in land measuring 04 marlas under Khasra No. 432 min mortgaged with J&K Bank.
3.	Ashwani Kumar Sharma S/o Ved Yyas R/o Ward No. 7, Rajouri	(i) Land measuring one Kanal falling under Khasra No. 971 situated at Village Rampur, Rajouri existing in the name of Dev Rani (wife) ; (ii) A double storied building and Stationary shop at Main Chowk, Rajouri City ; (iii) A tripple storeyed building and Stationary shop at Main Chowk, Rajouri City.
4.	Rakesh Kumar Gupta S/o Surinder Kumar R/o Ward No. 9, Rajouri	Shops, residential house falling under Khasra No. 693 situated at Village Rampur, Rajouri existing in his name and in the name of Ashwani Kumar and Kamal Kant. Similarly, in the same Khasra, residential building and shops existing but have not been freezed.

Further, Crime Branch, Jammu, vide No. CBJ/R/FIR/CBJ/30894 dated 19-12-2019 recovered a sum of Rs. 98,49,000/- which has been deposited in the fixed deposit in official account of SSP, Crime Branch, Jammu in J&K Bank Branch, Link Road, Jammu.

Whereas the relevant portion of section 3 of J&K Protection of Interest of Depositors (in Financial Establishments) Act, 2012, lays down as under :ï

> *"Where the Government has reason to believe that any Financial Establishment is acting in a calculated manner with an intention to defraud the depositors and if the Government is satisfied that such Financial Establishment is not likely to return the deposits or to make payments of interest or to provide the service the Government may, in order to protect the interest of the depositors of such Financial Establishment, pass an ad-interim order attaching the money or other property alleged to have been procured either in the name of the Financial Establishment or in the name of any other person from and out of the deposits collected by the Financial Establishment, or if it transpires that such money or other property is not available for attachment or not sufficient for repayment of the deposits, such other property of the said Financial Establishment or the Promoter. Director, Partner or Manager or member of the said Financial Establishment or a person who has borrowed money from the Financial Establishment to the extent of his default or such other properties of that person in whose name properties were purchased from and out of the deposits collected by the Financial Establishment, as the Government may think fit and transfer the control over the said money or property to the Competent Authority."*

Whereas, the Government vide Government Order No. 14-FD of 2019 dated 08-01-2019 appointed Additional District Magistrate of a District

as the Competent Authority in terms of section 4 of the J&K Protection of Interest of Depositors (in Financial Establishments) Act, 2012 to exercise control over the properties attached by the Government under section 3 ; and

Whereas, the matter was referred to Law Department for opinion in the matter and the latter vide No. LD(Opn) 2020/52-FIN dated 26-02-2020, opined as under :ï

> **"Returned. Department is advised to proceed in terms of section 3 of the Jammu and Kashmir Protection of Interests of Depositors (In Financial Establishments) Act, 2018."**

Now, therefore, in exercise of powers under section 3 of J&K Protection of Interests of Depositors (in Financial Establishments) Act, and without prejudice to the outcome of the case pending in any Competent Court(s) in UT, the properties of the defaulters namely M/s Vikrant Finance Corporation, Rajouri listed below para six (6) above are hereby attached and accordingly, transferred to the superintendence of Additional District Magistrate, Rajouri, being Competent Authority in the matter.

By order of the Lieutenant Governor.

(Sd.) DR. ARUN KUMAR MEHTA, IAS,

Financial Commissioner,
Finance Department.

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PART II—A

Orders by Heads of Departments.

CHARGE REPORTS

In pursuance of Government Order No. 20-F of 2020 dated 16-01-2020 issued by the Finance Department under endorsement No. DGAT/PS/DR/21 dated 16-01-2020, we the undersigned hand over/take over the charge of the post of Director, Finance, Higher Education Department today on 24th of January, 2020 (F. N).

(Sd.) MR. MANAV GUPTA,

Financial Advisor,
Higher Education Department.

Relieved Officer.

(Sd.) MR. ABDUL MAJID BUTT,

Financial Advisor,
Higher Education Department.

Relieving Officer.

Certified that we have in the forenoon/afternoon of this day respectively made over and received charge of the Office of Additional Special Mobile Magistrate, Udhampur.

Station : Udhampur.

Dated : 31-07-2019.

(Sd.) .....

Munsiff,
District Judicial Mobile Magistrate,
Udhampur.

Relieved Officer.

(Sd.) .....

Additional Special Mobile Magistrate,
Udhampur.

Relieving Officer.

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PART II—B

Notifications, Notices and Orders by the Heads of Departments.

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THE J&K BOARD OF PROFESSIONAL ENTRANCE EXAMINATIONS
(BOPEE)

Subject :ð Instructions regarding NEET PG-2020 online registration for preparation of Provisional UT Merit List of J&K and Ladakh.

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Notice No. 07-BOPEE of 2020
Dated 06-03-2020.

After conduct of the NEET PG MDS/MD/MS/PG Diploma/, 2020 by the National Board of Examinations, the results of the candidates have been declared by the Board (NBE) on 15-01-2020 and 30-01-2020 respectively. The cut off score as notified by the NBE is as under :ð

S. No.	Course	Cut off Merit	Category
ð ð			
1	2	3	4
ð ð			
01	MDS	286	OM including JKPM/CDP/Sports/ EWS

1	2	3	4
02	MDS	250	SC/ST/OBC (RBA/ ALC/OSC)
03	MD/MS/PGD	366	OM (including JKPM/CDP/Sports/ EWS
04	MD/MDS/PGD	319	SC/ST/OBC (RBA/ ALC/OSC)

Note :ð The cut off merit shall further be subject to modification, if any, as an when notified by the NBE/MCI/DCI.

After receipt of the result by the BOPEE from the Ministry of Health and Family Welfare, Government of India, further process shall be initiated by it for filling up of the seats through a process of counselling. The Board shall be taking following steps :ð

1. Online registration of candidates (up to date as may be notified by the BOPEE), who have appeared in the examination and declared successful by the National Board of Examinations, 2020 for preparation of the Provisional Merit List (PML) ;
2. Notification of the PML after the cut-off date of online registration as may be notified by the Board ;
3. Online filling up of the preferences by the candidates for allotment of the seats ;
4. Allotment of the seats as per rules.

Note :ð As per communication No. ME-GAZ-93/2019 dated 11-02-2020 from the Health and Medical Education Department, J&K the Administrative Council, which met under the Chairmanship of the Honôble Lieutenant Governor on 29-01-2020, decided as under :ð

> ñAdministrative Council decided that the Jammu and Kashmir will continue with its existing scheme regarding admissions to the NEET, Undergraduate and Postgraduate courses and not to contribute to scheme of All India Quota for the academic year 2020-21ò.

As a consequence of the above decision of the Council, the candidates are asked to submit/upload residence proof of J&K or Ladakh as the case may be.

The candidates, at the time of registration, are required to upload the following documents, which should be kept ready by the candidates :ð

1. Matriculation certificate for purpose of date of birth ;
2. Marks Card of 10+2 examination ;
3. MBBS/BDS degree certificate ;
4. Marks cards of all the years of MBBS/BDS ;
5. Registration with the State Medical Council/State Dental Council/MCI/DCI ;
6. Internship completion certificate ;
7. Residence proof of J&K or Ladakh as the case may be ;
8. Valid Reserved Category Certificate, wherever applicable, in terms of SRO-294 of 2005 dated 21-10-2005 read with SRO-518 dated 02-09-2019 ;
9. Difficult Area Certificate in pursuance of SRO-48 of 2018 dated 30-01-2018 ;
10. NEET Score Card ;
11. MCI/DCI clearance certificate for candidates possessing MBBS/BDS degree from outside the country ;
12. NOC from Government/Competent Authority for inservice candidates seeking admission to pursue MDS/ MD/MS/PGD/Courses ;
13. Affidavit, if any.

Conditions of eligibility :

1. The candidates should fulfill all the conditions of eligibility laid down in the NEET PG Information Bulletin issued by the National Board of Examinations, 2020 and those contained in the Information Brchure/other Notices/ Notifications as shall be uploaded by the BOPEE in this regard in due course of time ;

2. Since the Union Territory reservation policy is applicable for admission to the said courses but many candidates who had applied from J&K must not have been able to indicate their category status like RBA/ALC/OSC/Sports/CDP/ JKPM, as such columns are not available in the NEET application form. Therefore, at the time of registration with

the BOPEE, the candidates will be provided an opportunity to update their category status ;

3. Such candidates belonging to reserved categories should, however, be in possession of valid category certificates on the last date of submission of online registration forms with the BOPEE. No certificate issued after the cut-off date shall be entertined. Such candidates, who do possess a valid category certificate will, subject to being eligible, be considered as OM candidates ;

4. The candidates whose validity of the category certificates are likely to expire after the last date of online submission of the documents with the BOPEE, are in their own interest, advised to have the same renewed in accordance with the rules as the same shall be required at the time of counselling/admissions ;

5. Candidates belonging to sports category/JKPM/CDP shall have to obtain minimum qualifying marks as prescribed for the OM Candidates ;

6. No ñUnder Process Certificateò shall be entertained under any circumstances ;

7. The cut-off date of completion of compulsory rotatory internship shall be 31st March, 2020. The candidates completing internship after the said date shall not be eligible for consideration for allotment of the seats ;

8. The candidates claiming benefit of service having served in difficult areas shall have to obtain a certificate from the Director, Health Services, Jammu/Srinagar on the prescribed proforma and in accordance with SRO-48 of 2018 dated 30-01-2018. Only such candidates shall be considered who have served in the areas notified in SRO-201 of 2006 dated 15-06-2006 as per the condition contained in SRO-48 of 2018. No other certificate issued for some other purposes shall be entertained by the Board in this regard. Copy of the SRO-201 of 2006 dated 15-06-2006 is available on the official websites of the BOPEE viz. www.jkbopee.gov.in/jakbopee.org. ;

9. The candidates claiming benefit under sports category shall be considered only in case their names are forwarded by the J&K Sports Council in accordance with the rules. The list provided by the Sports Council shall only be for purposes of the shortlisting and the allotment of seat shall be on the basis of the NEET merit. The candidates belonging to sports category should, however, upload a copy of the certificate in support of their claim to facilitate scrutiny of the documents/the report received from the Sports Council. They should also tick the Sports Category but they shall be considered only if they figure in the list provided by the Sports Council ;

10. After making necessary entries in the records of the candidates who register themselves/updating their records, BOPEE shall draw the PML out of the merit list provided by the NBE ;

11. As the allotment of seats is to be made on the basis of merit-cum-preference, the candidates shall be required to fill in online preference forms for the said seats and colleges for which the time frame, with detailed procedures shall be notified separately ;

12. The candidates who have left the course midway/resigned after the last date fixed by the Board in this regard shall not be eligible for consideration in pursuance of SRO-48 of 2018 dated 30-01-2018, notwithstanding their merit/having qualified the examination. Such candidates are therefore, advised not to apply for registration as it shall be treated as concealment of facts and shall make them liable to be disqualified further beyond the period prescribed under SRO-48.

Note :ð

1. Mere, online registration of the candidates, with the BOPEE shall not make them eligible for consideration to be included in the PML, which shall be based on the eligibility determined in accordance with the rules ;

2. Notwithstanding the above online registration, the Board may, if it feels expedient to do so, ask any candidate to produce any and/or all documents before the Board for scrutiny ;

3. The candidates, during the registration process, should carefully go through any e-mails/sms being sent by the BOPEE and received by them and take immediate necessary action as may so be required/advised. The decision of the Board in determination of the eligibility shall be final. Any information furnished by the candidate if proved to be false at any stage of admission, shall make such candidate(s) liable to be disqualified and ineligible for further participation in the admission process ;

4. Board does not encourage the visit of the candidates to the office. Any clarification, therefore, required, should be sought by them through the e-mail address of the Controller of Examination viz. coejakbopee@gmail.com/**helpdeskjakbopee@gmail.com.** However, only such requests shall be entertained and responded which have not been clarified in the Information Brochure, which is being uploaded in due course of time ;

5. The candidate are advised to remain in touch with the BOPEE website. The Board shall not be responsible for any delay in the publication of any Notification/Notice in the papers as the Board uploads the Notification/Notices and sends the same for publication simultaneously.

Errors and Ommissions Excepted.

(Sd.) DR. SUNIL GUPTA,

Controller of Examinations,
J&K BOPEE.

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE SPECIAL COLLECTOR, DEFENCE,
UDHAMPUR.

Subject :ð Notification under sections 9 & 9A of the J&K State Land Acquisition Act, 1990 Svt.

Notification

Whereas, the land whose particulars is given below is required for public purpose namely for public purpose viz. for defence purpose, situated at Village Omara, Tehsil and District Udhampur by Defence Estates ;

Whereas, Government of Jammu and Kashmir, Revenue Department, Civil Secretariat, Jammu/Srinagar vide Notification No. 10-Rev(LAJ) of 2020 dated 29-04-2020 has accorded sanction under sections 6 & 7 of J&K State Land Acquisition Act, 1990 Svt. and directed the undersigned to proceed further for the acquisition of below mentioned land.

Therefore, the owners/interested persons and the Indenting Department are hereby called upon to attend this Collectorate either in person or through an authorized agent within 15 days from the date of publication of this notice to state the nature of their respective interests in the land and the amount and particulars of their claims to compensation for such interests and their objections, if any, to measurement of land.

Specifications of land

S. No.	Name of District	Name of Tehsil	Name of Village	Khasra No. Old	Khasra No. New	Area K. M.
1	Udhampur	Udhampur	Omara	80 min	307 min	03ï 07
				Total		03ï 07

(Sd.) AKHTAR HUSSAIN QAZI, KAS,

Special Collector, Defence,
Udhampur.

OFFICE OF THE MEDICAL SUPERINTENDENT,
SHRI MAHARAJA GULAB SINGH HOSPITAL, JAMMU.

Smt. Palki Sharma
D/o Inderjeet Sharma
R/o Hanjana Thakra,
Tehsil Nowshera, Distt. Rajouri

Subject :ð Unauthorized absent from duty under SRO-384.

As reported by the Matron of this hospital, you are absent from your legitimate duties w. e. f. 16-04-2020 onwards without any leave application/ intimation.

Whereas, Matron of this hospital has issued explanation call to resume your duties within 2 days positively vide her office letter No. M/2020/122 dated 12-05-2020, but you have not resumed your duties till date.

As you are aware of the fact that presently due to COVID-19 Pandemic, your presence in the hospital is very important in the interest of patient care.

You are further directed to join your duty within 3 days from the date of issue this notice, failing which your recommendation shall be forwarded to the higher authorities for termination of your services as you are deliberately keeping yourself absent from duty to avoid the routine duties being the front line warrior.

(Sd.) .....

Medical Superintendent,
SMGS Hospital, Jammu.

OFFICE OF THE MEDICAL SUPERINTENDENT,
SHRI MAHARAJA GULAB SINGH HOSPITAL, JAMMU.

Smt. Vaishnu Devi
D/o Tota Ram Thaker
R/o Village Jarr, Tehsil Paddar,
District Doda

Subject :ð Unauthorized absent from duty appointed under SRO-384.

As reported by the Matron of this hospital, you are absent from your legitimate duties w. e. f. 16-04-2020 onwards without any leave application/ intimation.

Whereas, Matron of this hospital has issued explanation call to resume your duties within 2 days positively vide her office letter No. M/2020/98 dated 06-05-2020, but you have not resumed your duties till date.

As you are aware of the fact that presently due to COVID-19 Pandemic, your presence in the hospital is very important in the interest of patient care.

You are further directed to join your duty within 3 days from the date of issue this notice, failing which your recommendation shall be forwarded to the higher authorities for termination of your services as you are deliberately keeping yourself absent from duty to avoid the routine duties being the front line warrior.

(Sd.) .....

Medical Superintendent,
SMGS Hospital, Jammu.

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THE JAMMU AND KASHMIR STATE BOARD OF SCHOOL EDUCATION, NEW CAMPUS, BEMINA, SRINAGAR.

Notice

The candidate whose particulars are mentioned below is claiming to have lost/gutted his Original and as well as Duplicate Qualification Certificate/s issued by J&K State Board of School Education, under serial Nos. 906826 and 01495 respectively, with following particulars :ð

1.	Name	Mehboob Qaiser Ah. Sofi
2.	Parentage	Bashir Ahmad Sofi
3.	Residence	Malla Bagh, Srinagar
4.	Date of Birth	10-11-1985
5.	Roll No.	821239
6.	Session	2001 (Annual)
7.	Result	Pass

Now, the candidate has applied for ñ2nd Duplicate Qualification Certificateò. Before, the same is processed and provided to the concerned candidate, any person/s having any objections in this regard,

may please file the same before the Secretary, BOSE or to the undersigned within a period of seven days from the date of issue of this notice.

Besides, the above referred ñboth Qualification Certificatesò be treated as cancelled.

(Sd.) .....

Assistant Secretary/Deputy Secretary,
Certificates, K. Div.

———

Notice

I, Ranbir Singh S/o Sh. Pritam Singh Prita R/o Lane No. 1, Satellite Colony, Narwal Bye-Pass, Bathindi, Jammu declare that the name of my daughter who is studying in 3rd Class in Presentation Convent School, Gandhi Nagar, Jammu is wrongly written as Prapthi instead of Prapthi Khokhar. The real name of my daughter is Prapthi Khokhar. Objections may be filed to the school/concerned authorities.

———

Notice

I, Jeevanjot Kour D/o S. Nirmalprit Singh R/o H. No. 91, Preet Nagar, Digiana, Jammu do hereby solemnly affirm and declare as under that my name was wrongly written as Jeevavjot Kour in my 12th Class Marksheet instead of my correct name as Jeevanjot Kour.

सत्यमेव जयते

THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 133] Jammu, Thu., the 13th Aug., 2020/22nd Srav., 1942. [No. 20

Separate paging is given to this part in order that it may be filed as a separate compilation.

ADVERTISEMENTS—C

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DIRECTORATE OF FORENSIC SCIENCE LABORATORY,
JAMMU AND KASHMIR, JAMMU.

Subject :ð Cancellation of e-NIT.

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Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 10 dated 29-06-2019 floated for supply of Cyber Forensic Work Station with Dual Processor and 3 Raids (FRED SR Forensic System) is cancelled.

(Sd.).........................

Director,

Forensic Science Laboratory,

J&K, Jammu.

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DIRECTORATE OF FORENSIC SCIENCE LABORATORY,
JAMMU AND KASHMIR, JAMMU.

Subject :ð Cancellation of e-NIT.

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Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 11 dated 29-06-2019 floated for supply of Ufed 4PC with Cloud Analyser and Analytic Desktop is cancelled.

(Sd.).....

Director,
Forensic Science Laboratory,
J&K, Jammu.

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DIRECTORATE OF FORENSIC SCIENCE LABORATORY,
JAMMU AND KASHMIR, JAMMU.

Subject :ð Cancellation of e-NIT.

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Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 12 dated 01-07-2019 floated for supply of Write Blocker Ultra Kit is cancelled.

(Sd.).....

Director,
Forensic Science Laboratory,
J&K, Jammu.

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DIRECTORATE OF FORENSIC SCIENCE LABORATORY,
JAMMU AND KASHMIR, JAMMU.

Subject :ð Cancellation of e-NIT.

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Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 16 dated 06-07-2019 floated for supply of Video, Audio and Photo Authentication Softwares is cancelled.

(Sd.).....

Director,
Forensic Science Laboratory,
J&K, Jammu.

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DIRECTORATE OF FORENSIC SCIENCE LABORATORY, JAMMU AND KASHMIR, JAMMU.

Subject :— Cancellation of e-NIT.

Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 18 dated 06-07-2019 floated for supply of Forensic Detective is cancelled.

(Sd.).........................

Director,
Forensic Science Laboratory,
J&K, Jammu.

DIRECTORATE OF FORENSIC SCIENCE LABORATORY, JAMMU AND KASHMIR, JAMMU.

Subject :— Cancellation of e-NIT.

Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 19 dated 06-07-2019 floated for supply of XRY Complete with Logical, Physical, Cloud and Pin Point (MSAB) : Cell Phone Forensic Analysis is cancelled.

(Sd.).........................

Director,
Forensic Science Laboratory,
J&K, Jammu.

DIRECTORATE OF FORENSIC SCIENCE LABORATORY, JAMMU AND KASHMIR, JAMMU.

Subject :— Cancellation of e-NIT.

Notice

Due to non-participation, e-NIT Notice No. 13 dated 01-07-2019 floated for supply of FTK (Access Data) is cancelled.

(Sd.).........................

Director,
Forensic Science Laboratory,
J&K, Jammu.

DIRECTORATE OF FORENSIC SCIENCE LABORATORY,
JAMMU AND KASHMIR, JAMMU.

Subject :ð Cancellation of e-NIT.

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Notice

Due to non-participation, e-NIT Notice No. 15 dated 02-07-2019 floated for supply of MCA Acquisition (Black Bag) and Black Light (Black Bag) is cancelled.

(Sd.).....

Director,
Forensic Science Laboratory,
J&K, Jammu.

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DIRECTORATE OF FORENSIC SCIENCE LABORATORY,
JAMMU AND KASHMIR, JAMMU.

Subject :ð Cancellation of e-NIT.

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Notice

Due to non-participation, e-NIT Notice No. 17 dated 06-07-2019 floated for supply of MAC Work Station is cancelled.

(Sd.).....

Director,
Forensic Science Laboratory,
J&K, Jammu.

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DIRECTORATE OF FORENSIC SCIENCE LABORATORY,
JAMMU AND KASHMIR, JAMMU.

Subject :ð Cancellation of e-NIT.

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Notice

Due to insufficient participation, e-NIT Notice No. 55 dated 08-07-2019 floated for supply of Forensic Vehicle Fabrication and Crime Scene Kits is cancelled.

(Sd.).....

Director,
Forensic Science Laboratory,
J&K, Jammu.

رجسٹرڈ نمبر جے کے۔33

جموں وکشمیر گورنمنٹ گزٹ

جلد نمبر 133۔جموں۔مورخہ 13 اگست 2020ء بمطابق 22 ساون 1942 ویروار۔نمبر 20

اِشتہارات

ازعدالت چیف جوڈیشل مجسٹریٹ کٹھوعہ

سرکار بنام راجیولُو ناوغیرہ

بمقدمہ مثل نمبر 110 / چالان متدائرہ 31-01-2020 فیصلہ زیرتجویر

علت نمبر 305 سال 2014ء تھانہ پولیس کٹھوعہ

بجرائم زیردفعات RPC 498 - A, 494 / 34

وارنٹ گشتی عام زیر دفعہ 512 ض ف

بخلاف ملزم : راجیولُو ناولد ترسیم لُو ناساکنہ تحصیل بنی ڈسٹرکٹ کٹھوعہ

بنام تمام اہلکاران پولیس ریاست جموں وکشمیر

بمقدمہ مندرجہ عنوان بالا میں ملزم راجیولُو ناولد ترسیم لُو ناساکنہ تحصیل بنی ڈسٹرکٹ کٹھوعہ حاضری عدالت سے غیر حاضر ہو چکا ہے جس کی دستیابی ہونا مشکل ہی نہیں بلکہ ناممکن ہو چکا ہے۔

لہٰذا بذریعہ وارنٹ ہذا تمام اہلکاران پولیس ریاست جموں وکشمیر کو حکم واختیار دیا جاتا ہے کہ متذکرہ بالا ملزم جب کبھی اور جہاں کہیں بھی دستیاب ہو کو گرفتار کر کے عدالت ہذا میں پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم مذکور زیر کار رہے گا۔

تحریر 12-02-2020

سرکار بنام اشوک کمار وغیرہ

بمقدمہ مثل نمبر 338 / چالان سال 2016 متدائرہ 04-04-2016 فیصلہ زیر تحویر

علت نمبر 474 سال 2013ء تھانہ پولیس کٹھوعہ

تاریخ آئندہ 13-03-2020

بجرائم زیر دفعات 188 / 34, 427 RPC

وارنٹ گشتی عام زیر دفعہ 512 ض ف

بخلاف ملزم محمد امین ولد غلام محمد ساکنہ کوٹلی میاں فتح آر۔ایس پورہ جموں ضلع جموں

بنام : تمام اہلکاران پولیس ریاست جموں وکشمیر

بمقدمہ مندرجہ عنوان بالا میں ملزم محمد امین ولد غلام محمد ساکنہ کوٹلی میاں فتح آر۔ایس پورہ جموں حاضری عدالت سے غیر حاضر ہو چکا ہے جسکی دستیابی ہونا مشکل ہی نہیں بلکہ ناممکن ہو چکا ہے۔

لہٰذا بذریعہ وارنٹ ہذا تمام اہلکاران پولیس ریاست جموں وکشمیر کو حکم واختیار دیا جاتا ہے کہ متذکرہ بالا ملزم جب کبھی اور جہاں کہیں بھی دستیاب ہو کو گرفتار کر کے عدالت ہذا میں پیش کریں۔وارنٹ ہذا تا دستیابی ملزم مذکور زیر کار رہے گا۔

تحریر 31-01-2020

دستخط : سب جج چیف جوڈیشل مجسٹریٹ کٹھوعہ۔

از عدالت جوڈیشل مجسٹریٹ سرینگر

سرکار بنام ارشاد احمد ڈار

علت نمبر 55 سال 2013ء تھانہ پولیس خانیار

بجرائم زیر دفعات 454, 380 RPC

وارنٹ گشتی عام زیر دفعہ 512 ض ف

بخلاف ملزم ارشاد احمد ڈار ولد بشیر احمد ساکنہ سمبل بانیاری حال گاسی محلّہ صفا کدل سرینگر۔

مقدمہ مندرجہ عنوان اُلصدر میں ملزم متذکرہ صدر عرصہ دراز سے غیر حاضر چلا آرہا ہے اُس کو بارہا بطریق معمول طلب کیا گیا ہے۔ اِلا تا ہنوز دستیاب نہ ہوا تعمیل کنندہ نے اپنے رپورٹ میں تحریری طور اظہار کیا کہ ملزم مذکور کا کوئی اتہ پتہ نہ ہے اور اُس کی دستیابی ناممکن ہے۔ پبلک پراسِکیوٹر نے اپنے بیان میں سراجلاس اظہار کیا کہ ملزم مذکور مفرور ہے۔اس طور عدالت ہذا کو اطمینان ہوا ہے کہ ملزم کو بطریق معمول طلب کرنا ناممکن ہے۔

لہٰذا حکم ہوا کہ ملزم متذکرہ صدر اندحدود ریاست جموں وکشمیر جہاں کہیں بھی دستیاب ہو، اُسے گرفتار کر کے عدالت ہذا میں پیش کریں۔ درج رہے کہ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ تحریر اُلصدر 02-03-2020

دستخط : فارسٹ جوڈیشل مجسٹریٹ درجہ اوّل سرینگر۔

EXTRAORDINARY REGD. NO. JKï 33

THE

JAMMU AND KASHMIR GOVERNMENT GAZETTE

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Vol. 132] Jammu, Mon., the 26th Aug., 2019/4th Bhad., 1941. [No. 21-b

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I––B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT

Notification

Srinagar, the 26th of August, 2019.

SRO-509.ð Whereas, on 24-08-2018, Police Station, Litter received a written docket from SI, Vikram Kundal I/c SOG Camp, Lassipora to the effect that he has received an information through reliable sources to the effect that unknown militants have concealed some explosive material in the house of one Rameez Ahmad Mir S/o Mohammad Ahsan Mir R/o Rajpora, Litter with the aim of committing subversive activities ; and

2. Whereas, in this connection a case FIR No. 32/2018 was registered at Police Station, Litter and investigation was taken up ; and

3. Whereas, during the course of investigation, search was conducted and explosive material along with other incriminating material was recovered from the house of accused Rameez Ahmad Mir S/o Mohammad Ahsan Mir R/o Rajpora, Litter and seizure memo was prepared. Site plan of place of occurrence was also prepared. The seized articles were sent to FSL for examination and expert opinion obtained revealed that the seized articles were detonators and explosive substances, thereby corroborating invoking of Sections 4/5 Explosive Substances Act, 1908 S. Act in the case. Statement of witnesses acquainted with facts and circumstances of case were recorded under relevant provisions of law and placed on record ; and

4. Whereas, investigation further revealed that accused Rameez Ahmad Mir S/o Mohammad Ahsan Mir R/o Rajpora, Litter is working as an OGW for an HM militant Irfan Ahmad Rather who is his close friend and had kept this explosive in his house for committing subversive activities in South Kashmir. Evidence collected has *prima facie* established the commission of offences punishable under section 13 UAP Act, 4/5 Explosive Substances Act, 1908 against the accused Rameez Ahmad Mir S/o Mohammad Ahsan Mir R/o Rajpora, Litter and investigation of case has been concluded as proved against him ; and

5. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused person ; and

6. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 the State Government is of the view that there is sufficient material and evidence available against the accused person for his prosecution under the aforesaid provision of law.

Now, therefore, in exercise of powers conferred by sub-section(2) of section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the

State Government hereby accords sanction for launching prosecution against the accused person namely Rameez Ahmad Mir S/o Mohammad Ahsan Mir R/o Rajpora, Litter for commission of offence punishable under section 13 Unlawful Activities Prevention Act, 1967 arising out of FIR No. 32/2018 of Police Station, Litter.

By order of Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to the Government,
Home Department.

EXTRAORDINARY REGD. NO. JKð 33

THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

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Vol. 132] Jammu, Thu., the 3rd Oct., 2019/11th Asv., 1941. [No. 27-d

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Separate paging is given to this part in order that it may be filed as a separate compilation.

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT

Notification

Srinagar, the 4th October, 2019.

SRO-562.ð Whereas, on 13-03-2019, a written docket was received by P/S, Devsar from Inspector, Davinder Singh, No. 115630/ARP stating therein that it has been learnt through reliable sources that in Village Akhal, movement of terrorists have been seen who are looking out for accomplishing terrorist acts within the area. The complainant along with his escort, 9 RR/Army, CRPF/18 Bn, SOG, Kulgam and Police Kulgam

conducted the search of the Village Akhal. During the search operation, one individual on seeing Police and security forces tried to flee from the spot who was apprehended. On initial questioning of the said person on the spot, he disclosed his name as Zubair Ahmad Lone S/o Mohammad Aslam Lone R/o Check-i-Dessand, Yaripora. The said person further affirmed that he is affiliated with the banned HM terrorist outfit and that he along with other OGWs was assigned a task by one Farooq Ahmad Bhat @ Nali who is the District Commander of HM and other terrorists, to create a sense of terror among the general public as well as among the electoral candidates pursuant to the forthcoming parliamentary elections ; and

2. Whereas, a case FIR No. 14/2019, U/S 13, 18, 19, 20, 38 & 39 ULA(P) Act, 1967, stands registered in P/S, Devsar and investigation set into motion ; and

3. Whereas, during the course of investigation, on the basis of statement of witnesses, the seizure memos and other evidence, the Investigating Officer established a *prima facie* case against the accused persons namely 1. Zubair Ahmad Lone S/o Mohammad Aslam Lone R/o Khanpora, Chek Dessend, Yaripora, U/S 13, 19, 20 & 39 ULA(P) Act and against accused 2. Imran Rahi Dar S/o Abdul Rashid R/o Tangdanoo, Yaripora U/S 13, 17, 19, 38 & 39 ULA(P) Act 3. Shabir Ahmad Malla S/o Mohd. Ibrahim Malla R/o Taungdanoo, Yaripora, U/S 13, 18, 19 & 39 ULA(P) Act against accused 4. Shabir Ahmad Malik (LeT Active terrorist) S/o Abdul Ahad Malik R/o Taungdanoo, Yaripora, U/S 13, 18, 39 ULA (P) Act and against accused 5. Farooq Ahmad Bhat @ Nali (HM Active terrorist) S/o Abdul Gani Bhat R/o Chek Dessend, Yaripora U/S 13, 18, 39 of the Unlawful Activities (Prevention) Act, 1967 ; and

4. Whereas, during the course of investigation, the logical chain of events evidently proves that Accused No. 1 has been actively associated with the terrorist outfit of HM and later got active as a ful-fledged member of HM outfit, has been in constant communication with other members of banned terrorist Organization and has facilitated the said organization by collecting funds and transporting Arms and Ammunition

from one place to another and has arranged and participated in the terrorist meeting which involved members of other terrorist organization viz., LeT as well as to strengthen the terrorist network within the area. The Accused No. 2 has been associated with the terrorist organization LeT and has been facilitating the terrorist activities by managing the movement of the terrorists and their Arms and Ammunition, managing safe hide outs for the terrorists and also has been providing clothing etc. to them. Moreover owing to his technical skills, the said accused has been also giving training to militants and OGWôs for use and installation of BBM Application. The Accused No. 3 has been associated with the terrorist organization LeT and particularly with accused No. 04 and has facilitating the terroristsô activities by managing the movement of the terrorists and their Arms and Ammunition. Moreover, he was the person who informed accused No. 02 that Accused No. 04 has came back from Pakistan and accompanied accused No. 02 to receive him at Srinagar and then together brought accused No. 04 back to Kulgam. Accused No. 05 is an active terrorist and has been instrumental in sustaining and furthering terrorist activities ;

5. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused persons ; and

6. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against

the accused persons under sections shown against each of Unlawful Activities (Prevention) Act, 1967, in case FIR No. 14/2019 of Police Station, Devsar :ð

S. No.	Name of Accused	Offences U/S of ULAP, 1967
1.	Zubair Ahmad Lone S/o Mohammad Aslam Lone R/o Khanpora, Chek Dessend, Yaripora	U/S 13, 19, 20 & 39 ULA(P) Act.
2.	Imran Rahi Dar S/o Abdul Rashid R/o Taungdanoo, Yaripora	U/S 13, 17, 19, 38 & 39 ULA(P) Act.
3.	Shabir Ahmad Malla S/o Mohd Ibrahim Malla R/o Tungdanoo, Yaripora	U/S 13, 18, 19 & 39 ULA(P) Act.
4.	Shabir Ahmad Malik (LeT Active terrorist) S/o Abdul Ahad Malik R/o Taungdanoo, Yaripora	U/S 13, 18, 39 ULA(P) Act.
5.	Farooq Ahmad Bhat @ Nali (HM Active terrorist) S/o Abdul Gani Bhat R/o Chek Dessend, Yaripora	U/S 13, 18, 39 ULA(P) Act.

By order of the Government of Jammu and Kashmir.

(Sd.).....

Principal Secretary to the Government,
Home Department.

EXTRAORDINARY REGD. NO. JKð 33

THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 132] Jammu, Fri., the 4th Oct., 2019/12th Asv., 1941. [No. 27-e

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Notification

Srinagar, the 4th October, 2019.

SRO-563.ð In exercise of the powers conferred by sub-section (2) of section 7 of the Jammu and Kashmir Municipal Act, 2000, the Government hereby intends to exclude the Village ñSidiqabadò from the local area of Municipal Committee, Shopian :ð

S. No.	Name of the Village	Khasra No(s).
1.	Sidiqabad	746-1252

Any inhabitant of the aforesaid village, who desires to object to this proposal, may submit his/her objections in writing to the Government through Deputy Commissioner, Shopian, within a period of six weeks from the date of publication of this notification.

By order of the Government of Jammu and Kashmir.

(Sd.) DHEERAJ GUPTA, IAS,

Principal Secretary to Government,
Housing and Urban Development Department.

EXTRAORDINARY REGD. NO. JKð 33

THE
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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS
(Acquittal Section)

Notification

Srinagar, the 04th October, 2019.

SRO-564.ð In exercise of the powers conferred by sub-section (1) of section 492 of the Code of Criminal Procedure, Samvat 1989, the Government hereby appoint Shri Abdul Rashid Thoker, Public Prosecutor, Pulwama as Special Public Prosecutor to conduct the cases titled mentioned below.

1. State vs Mohammad Yaqoob Rather involving offences punishable under section 302 RPC, FIR No. 103/2013, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama ;

2. State vs Manzoor Ahmad Sheikh & Ors involving offences punishable under section 15/18 NDPS Act, FIR No. 211/2011, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama ;

3. State vs Mukhtar Ahmad Bhat involving offences punishable under section 15/18 NDPS Act, FIR No. 73/2010, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama ;

4. State vs Suhail Gani Dar involving offences punishable under section 376 RPC, FIR No. 77/2014, P/S, Awantipora, before the Court of Additional Sessions Judge, Pulwama ;

5. State vs Irshad Ahmad Dar involving offences punishable under section 302 RPC, FIR No. 173/2007, P/S, Awantipora, before the Court of Additional Sessions Judge, Pulwama ;

6. State vs Ashiq Hussain & Ors involving offences punishable under section 8/22 NDPS Act, RPC, FIR No. 110/2011, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama ;

7. State vs Showkat Ahmad Khan involving offences punishable under section 307 RPC, FIR No. 260/2015, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama ;

8. State vs Farooq Ahmad Khan & Anr involving offences punishable under section 8/20 NDPS Act, FIR No. 109/2011, P/S, Awantipora, before the Court of Additional Sessions Judge, Pulwama ;

9. State vs Tariq Ahmad Wagay involving offences punishable under section 15/18 NDPS Act, FIR No. 81/2010, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama ;

10. State vs Sayar Ahmad Dar & Ors involving offences punishable under section 15/18 NDPS Act, FIR No. 180/2012, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama ;

11. State vs Rasheed Mir & Ors involving offences punishable under section 8/20 NDPS Act, FIR No. 293/2009, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama ;

12. State vs Shameem Ahmad Wani involving offences punishable under section 15/18 NDPS Act, FIR No. 240/2009, P/S, Pulwama, before the Court of Additional Sessions Judge, Pulwama.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

EXTRAORDINARY REGD. NO. JKð 33

THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT

Notification

Srinagar, the 4th October, 2019.

SRO-565.ð Whereas, on 20-02-2019 Police Station, Zainpora received an information through reliable sources to the effect that accused Shamas-u-Din Mir S/o Ab. Khaliq Mir R/o Safanagri, Zainpora has constructed a hideout in his cowshed for terrorists of HM outfit, so that the terrorists can hide there to carry out terrorist subversive activities ; and

2. Whereas, a case FIR No. 11/2019, U/S 19 ULA(P) Act, 1967 was registered at Police Station, Zainapora and investigation initiated ; and

3. Whereas, during the course of investigation, on the basis of statements of witnesses, the seizure memos and other evidence, Photography of the hideout was conducted and from the hideout arms/ ammunition viz. 01 AK-MAG,12 AK round and a Pouch were recovered, the Investigating Officer established a *prima facie* case against the accused person namely ; Shamas-u-Din Mir S/o Ab. Khaliq Mir R/o Safanagri, Zainpora under section 7/25 A. Act and 19 of the Unlawful Activities (Prevention) Act 1967 ; and

4. Whereas, the Authority 'appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit Case for accord of prosecution sanction against the said accused person ; and

5. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused person for his prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused persons namely Shamas-u-Din Mir S/o Ab. Khaliq Mir R/o Safanagri, Zainpora for the commission of offences punishable

U/S 19 of Unlawful Activities (Prevention) Act, 1967 arising out of FIR No. 11/2019 of P/S, Zainpora.

By order of the Government of Jammu and Kashmir.

(Sd.).....

Principal Secretary to the Government,
Home Department.

EXTRAORDINARY REGD. NO. JKð 33

THE
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Vol. 132] Jammu, Wed., the 9th Oct., 2019/17th Asv., 1941. [No. 27-h

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT

Notification

Srinagar, the 9th October, 2019.

SRO-566.ð Whereas, on 26-04-2019 some unknown militants fired upon Sentry on duty Constable Feroz Ahmads No. 2035/S of Police Post, Chanaporas Srinagar who was critically injured due to bullets received on his body. The militants took advantage of darkness and managed to flee from the spot. The injured constable of Police Post, Chanapora, Srinagar was immediately shifted to Hospital for treatment ; and

2. Whereas a case FIR No. 79/2019, U/S 307 RPC, 7/27 A. Act was registered in P/S, Sadder, Srinagar and investigation of the case was taken up ; and

3. Whereas, during investigation accused Junaid Ahmad Dar S/o Mohammad Shafi Dar R/o Balpora, Wathoora, Chadoora was arrested who disclosed that his associate Mushtaq Ahmad Rather S/o Ali Mohammad Rather R/o Bunahara, Wathoora, Chadoora on the directions of JeM Militant Sameer Ahmad Dar S/o Mohd Subhan Dar R/o Kakapora, Pulwama (absconding) made a conspiracy to attach Police Post, Chanapora. Accordingly, accused Mushtaq Ahmad Rather was also arrested, the accused disclosed that he along with other accused Junaid and Lateef Ahmad on the directions of accused Sameer Ahmad have conspired to kill the Sentry on duty in order to snatch the weapon from him and in furtherance of the conspiracy he fired on the sentry with his pistol and Junaid tried to snatch the weapon and Lateef Ahmad was waiting on his motorcycle. Also, during investigation, arms/ammunition has been recovered which include, pistol, pistol meg 02 Nos., pistol pouch, six live rounds of pistol and four empty cartridges ; and

4. Whereas, the investigation conducted, *prima facie*, established the commission of offence punishable U/S 307, 325 RPC, 7/27 A. Act 13, 18, 20, 38, 39 of the Unlawful Activities (Prevention) Act, 1967, against the accused persons namely ; 1. Junaid Ahmad Dar S/o Mohammad Shafi Dar R/o Balpora, Wathoora, Chadoora (militant of JeM), 2. Mushtaq Ahmad Rather S/o Ali Mohammad Rather R/o Bunahara, Wathoora, Chadoora (militant of JeM) 3. Lateef Ahmad Dar S/o Farooq Ahmad Dar R/o Bunahara, Wathoora, Chadoora and 4 Sameer Ahmad Dar S/o Mohd Subhan Dar R/o Kakapora, Pulwama (absconding) ; and

5. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused persons ; and

6. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/view of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused persons namely ; 1. Junaid Ahmad Dar S/o Mohmnmad Shafi Dar R/o Balpora, Wathoora, Chadoora 2. Mushtaq Ahmad Rather S/o Ali Mohammad Rather R/o Bunahara, Wathoora, Chadoora 3. Lateef Ahmad Dar S/o Farooq Ahmad Dar R/o Bunahara, Wathoora, Chadoora and 4. Sameer Ahmad Dar S/o Mohd Subhan Dar R/o Kakapora, Pulwama (absconding) for the commission of offences punishable U/S 13 (2), 18, 20, 38 & 39 of Unlawful Activities (Prevention) Act, 1967, in case FIR No. 79/2019 of Police Station, Sadder, Srinagar.

By order of the Government of Jammu and Kashmir.

(Sd.).....

Principal Secretary to the Government,
Home Department.

EXTRAORDINARY REGD. NO. JKï 33

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HEALTH AND MEDICAL EDUCATION DEPARTMENT

Notification

Srinagar, the 24th October, 2019.

SRO- 640.ð In exercise of the powers conferred by clause (g) and (h) of the section 2 of the Jammu and Kashmir Board of Professional Entrance Examination Act, 2002, the Governor hereby directs that notification SRO 505 dated 20-08-2019 shall take effect from the academic Session, 2020-21.

By order of the Governor of Jammu and Kashmir.

(Sd.) ATAL DULLOO, IAS,

Financial Commissioner,
Health and Medical Education Department.

EXTRAORDINARY REGD. NO. JKð 33

THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HEALTH AND MEDICAL
EDUCATION DEPARTMENT

Notification

Srinagar, 25th of October, 2019.

SRO-800.ð In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor is pleased to direct that the cadre of the [Government Medical College, Kathua (Gazetted) Service], Union Territory of Jammu and Kashmir, shall comprise the posts as indicated in Schedule-I to this notification, subject to any modifications as may be necessary.

This shall come into force with immediate effect.

By order of the Governor.

(Sd.) ATAL DULLOO, IAS,

Financial Commissioner,
Health and Medical Education Department.

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Schedule-I to SRO-793 dated 25-10-2019

S. No.	Name of the post	Number of posts	Pay Level	Pay Structure	Cadre
1	2	3	4	5	6
1	Office Incharge (Principal/Dean)	1	Level-13	(123100-215900)+12000	UT
2	Coordinator (Head of a Department nominated by Principal/Dean)	1	Level-13	(123100-215900)	UT
1	**DEPARTMENT OF ANATOMY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800- 209200)	UT
3	Assistant Professor/ Lecturer	2	Level-11	(67700-208700)	UT
4	Tutors/Demonstrators	4	Level-09	(52700-166700)	UT
2	**DEPARTMENT OF PHYSIOLOGY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	2	Level-11	(67700-208700)	UT
4	Tutors/Demonstrators	4	Level-09	(52700-166700)	UT
3	**DEPARTMENT OF BIOCHEMISTRY :**				
1	Professor	1	Level-13	(123100-215900)	UT

1	2	3	4	5	6
2	Associate Professor/ Reader	1	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	1	Level-11	(67700-208700)	UT
4	Tutors/Demonstrators	4	Level-09	(52700-166700)	UT
4	**DEPARTMENT OF PATHOLOGY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	3	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	3	Level-11	(67700-208700)	UT
4	Tutors/Demonstrators	4	Level-09	(52700-166700)	UT
5	**DEPARTMENT OF MICROBIOLOGY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor	1	Level-12	(78800-209200)	UT
3	Assistant Professor	2	Level-11	(67700-208700)	UT
4	Tutors/Demonstrators	3	Level-09	(52700-166700)	UT
6	**DEPARTMENT OF PHARMACOLOGY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	2	Level-11	(67700-208700)	UT
4	Tutors/Demonstrators	2	Level-09	(52700-166700)	UT
7	**DEPARTMENT OF FORENSIC MEDICINE :**				
1	Professor	1	Level-13	(123100-215900)	UT

1	2	3	4	5	6
2	Associate Professor/ Reader	1	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	1	Level-11	(67700-208700)	UT
4	Tutors/Demonstrators	2	Level-09	(52700-166700)	UT
8	**DEPARTMENT OF COMMUNITY MEDICINE :**				
A	**COMMUNITY MEDICINE :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	2	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	2	Level-11	(67700- 208700)	UT
4	Epidemiologist-cum-Assistant Professor	1	Level-09	(52700-166700)	UT
5	Statistician-cum-Assistant Professor	1	Level-09	(52700-166700)	UT
6	Tutors/Demonstrators	4	Level-09	(52700-166700)	UT
B	**STAFF FOR RURAL TRAINING HEALTH CENTRE (INCLUDING FIELDWORK AND EPIDEMIOLOGICAL STUDIES) :**				
1	Medical Officer of Health-cum-Lecturer/ Assistant Professor	1	Level-11	(67700-208700)	UT
2	Lady Medical Officer	1	Level-09	(52700-166700)	UT
C	**URBAN TRAINING HEALTH CENTRE :**				
1	Medical Officer of Health-cum-Lecturer/ Assistant Professor	1	Level-11	(67700-208700)	UT

1	2	3	4	5	6
2	Lady Medical Officer	1	Level-09	(52700-166700)	UT
9	**DEPARTMENT OF GENERAL MEDICINE**				
A	**GENERAL MEDICINE :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	3	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	4	Level-11	(67700-208700)	UT
4	Tutor/Registrar/Senior Resident	6	Level-09	(52700-166700)	UT
5	Junior Residents	12	Level-09	(52700-166700)	UT
B	**TUBERCULOSIS AND RESPIRATORY DISEASES :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800- 209200)	UT
3	Assistant Professor/ Lecturer	1	Level-11	(67700-208700)	UT
4	Tutor/Registrar/ Senior Resident	2	Level-09	(52700-166700)	UT
5	Junior Residents	3	Level-09	(52700-166700)	UT
C	**DERMATOLOGY VENEREOLOGY AND LEPROSY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	1	Level-l1	(67700-208700)	UT
4	Tutor/Registrar/Senior Resident	2	Level-09	(52700-166700)	UT

1	2	3	4	5	6
5	Junior Residents	3	Level-09	(52700-166700)	UT
D	**PSYCHIATRY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800- 209200)	UT
3	Assistant Professor/ Lecturer	1	Level-11	(67700-208700)	UT
4	Tutor/Registrar/Senior Resident	2	Level-09	(52700-166700)	UT
5	Junior Residents	3	Level-09	(52700-166700)	UT
10	**DEPARTMENT OF PAEDIATRICS :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800- 209200)	UT
3	Assistant Professor/ Lecturer	2	Level-11	(67700-208700)	UT
4	Tutor/Registrar/Senior Resident	3	Level-09	(52700-166700)	UT
5	Junior Residents	6	Level-09	(52700-166700)	UT
6	Child Psychologist	1	Level-09	(52700-166700)	UT
11	**DEPARTMENT OF GENERAL SURGERY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	3	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	4	Level-11	(67700-208700)	UT

1	2	3	4	5	6
4	Tutor/Registrar/Senior Resident	6	Level-09	(52700-166700)	UT
5	Junior Residents	12	Level-09	(52700-166700)	UT
12	**DEPARTMENT OF ORTHOPEDICS :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	2	Level-11	(67700-208700)	UT
4	Tutor/Registrar/Senior Resident	3	Level-09	(52700-166700)	UT
5	Junior Residents	6	Level-09	(52700-166700)	UT
13	**DEPARTMENT OF OTO-RHINO-LARYGOLOGY (ENT) :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800- 209200)	UT
3	Assistant Professor/ Lecturer	1	Level-11	(67700-208700)	UT
4	Tutor/Registrar/Senior Resident	2	Level-09	(52700-166700)	UT
5	Junior Residents	3	Level-09	(52700-166700)	UT
14	**DEPARTMENT OF OPHTHALMOLOGY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800- 209200)	UT
3	Assistant Professor/ Lecturer	1	Level-11	(67700-208700)	UT
4	Tutor/Registrar/Senior Resident	2	Level-09	(52700-166700)	UT

1	2	3	4	5	6
5	Junior Residents	3	Level-09	(52700-166700)	UT
15	**DEPARTMENT OF OBSTETRICS AND GYNAECOLOGY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	2	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	3	Level-11	(67700-208700)	UT
4	Tutor/Registrar/Senior Resident	3	Level-09	(52700-166700)	UT
5	Junior Residents	6	Level-09	(52700-166700)	UT
6	Antenatal Medical Officer-cum-Lecturer/ Assistant Professor	1	Level-11	(67700-208700)	UT
7	Maternity and Child Welfare Officer-cum-Lecturer/Assistant Professor	1	Level-11	(67700-208700)	UT
16	**DEPARTMENT OF RADIO-DIAGNOSIS :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	1	Level-11	(67700- 208700)	UT
4	Tutors/Registrars/ Senior Residents	5	Level-09	(52700-166700)	UT
17	**DEPARTMENT OF RADIO-THERAPY (OPTIONAL) :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800-209200)	UT

1	2	3	4	5	6
3	Assistant Professor/ Lecturer	2	Level-11	(67700-208700)	UT
4	Tutors/Registrars	3	Level-09	(52700-166700)	UT
18	**DEPARTMENT OF ANAESTHESIOLOGY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	2	Level-12	(78800-209200)	UT
3	Assistant Professor/ Lecturer	3	Level-11	(67700-208700)	UT
4	Tutors/Registrars/ Senior Residents	8	Level-09	(52700-166700)	UT
19	**DEPARTMENT OF PHYSICAL MEDICINE AND REHABILITATION (OPTIONAL) :**				
1	Associate Professor	1	Level-12	78800-209200	UT
2	Assistant Professor/ Lecturer	1	Level-11	67700-208700	UT
3	Senior Residents	2	Level-09	52700-166700	UT
4	House Surgeon/ Junior Resident	1	Level-09	52700-166700	UT
20	**DEPARTMENT OF DENTISTRY :**				
1	Professor	1	Level-13	(123100-215900)	UT
2	Associate Professor/ Reader	1	Level-12	(78800- 209200)	UT
3	Assistant Professor/ Lecturer	1	Level-11	(67700-208700)	UT
3	Tutor/Registrar/Senior Residents	2	Level-09	(52700-166700)	UT
21	**BLOOD BANK :**				
1	Professor/Reader	1	Level-13	(123100-215900)	UT

1	2	3	4	5	6
2	Lecturer	1	Level-09	(52700-166700)	UT
A	**CENTRAL RECORD SECTION :**				
1	Medical Record Officer	1	Level-08	(47600-151100)	UT
B	**CENTRAL ANIMAL HOUSE :**				
1	Veterinary Officer	1	Level-09	(52700-166700)	UT
C	**CENTRAL LIBRARY :**				
1	Librarian	1	Level-08	(47600-151100)	UT
22	**MEDICAL EDUCATION UNIT :**				
1	Deputy Director (P&S)	1	Level-09	(52700-166700)	UT
2	Assistant Director (P&S)	1	Level-08	(47600-151100)	UT
3	Chief Accounts Officer	1	Level-09	(52700-166700)	UT
4	Public Law Officer	1	Level-08	(47600-151100)	UT
5	Administrative Officer	1	Level-08	(47600-151100)	UT
6	Sports Officer	1	Level-08	(47600-151100)	UT
23	**CENTRAL CASUALTY SERVICES :**				
1	Casualty Medical Officer	12	Level-09	(52700-166700)	UT
	Grand Total	269			

(Sd.) JAVAID AHMAD MALIK, kAS,

Under Secretary to Government,
Health and Medical Education Department.

EXTRAORDINARY REGD. NO. JKð 33

THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 132] Jammu, Mon., the 28th Oct., 2019/6th Kart., 1941. [No. 30-aaaa

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT

Notification

Srinagar, the 28th of October, 2019.

SRO-935.ï In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor is pleased to direct that the cadre of the Jammu and Kashmir Police (Gazetted) Service for the Union Territory of Jammu and Kashmir upon exclusion of the posts of Union Territory of Ladakh, shall comprise the posts as indicated in Schedule-I to this notification, subject to any modifications as may be necessary.

This shall come into force with immediate effect.

By order of the Governor.

(Sd.) SHALEEN KABRA, IAS,

Principal Secretary to the Government,
Home Department.

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Schedule-1 to SRO-935 of 2019 dated 28-10-2019.

S. No.	Name of the post	Number of Posts	Pay Band/Scale of the post with Grade Pay	Cadre
1	2	3	4	5
General Executive Cadre :				
1.	Superintendent of Police	198	Level -11 (67700-208700)	UT
2.	Deputy Superintendent of Police	546	Level-8 (47600-151100)	UT
Telecommunication Cadre :				
3.	Director, Telecom.	1	Level-13A (131100-216600)	UT
4.	Superintendent of Police Telecom.	9	Level -11 (67700-208700)	UT
5.	Deputy Superintendent of Police Telecom.	34	Level-8 (47600-151100)	UT
Ministerial Cadre :				
6.	Superintendent of Police (M)	3	Level -11 (67700-208700)	UT
7.	Deputy Superintendent of Police (M)	43	Level-8 (47600-151100)	UT
Stenography Cadre :				
8.	Superintendent of Police (S)	3	Level -11 (67700-208700)	UT
9.	Deputy Superintendent of Police (S)	36	Level-8 (47600-151100)	UT
Police Transport Workshop Cadre :				
10.	Superintendent of Police (PTWS)	2	Level -11 (67700-208700)	UT
11.	Deputy Superintendent of Police (PTWS)	4	Level-8 (47600-151100)	UT
Arms/Ammunition Cadre :				
12.	Superintendent of Police Arms/Ammunition	1	Level -11 (67700-208700)	UT
Photography Cadre :				
13.	Deputy Superintendent of Police (Photo)	1	Level-8 (47600-151100)	UT
Accounts Wing :				
14.	Chief Accounts Officer	1	Level-12 (131100-216600)	UT
15.	Accounts Officer	32	Level-8 (47600-151100)	UT

1	2	3	4	5
Planning and Statistics Wing :				
16.	DD (Plg. STS.)	1	Level -11 (67700-208700)	UT
17.	AD	1	Level-8 (47600-151100)	UT
Engineering Wing :				
18.	Ex Engg.	1	Level-12 (78800-2019200)	UT
19.	AEE	5	Level-8 (47600-151100)	UT
Public Relations Wing :				
20.	Spl. Asstt.	1	Level-8 (47600-151100)	UT
21.	Editor	1	Level-8 (47600-151100)	UT
22.	PRO	2	Level-8 (47600-151100)	UT
Medical Wing :				
23.	Medical Superintendent	2	Level-12 (78800-2019200)	UT
24.	Doctor	99	Level -11 (67700-208700)	UT

(Sd.) RASHID RAINA, KAS,

Under Secretary to Government,
Home Department.

EXTRAORDINARY REGD. NO. JKï 33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS

Notification

Jammu, the 9th December, 2019.

S. O.-26.ð In exercise of the powers conferred by sub-section (1) of section 20 of the Code of Criminal Procedure, 1973, the Government hereby appoints following officers to be the Executive Magistrates, who shall exercise all the powers of an Executive Magistrate within their territorial jurisdiction of District Srinagar :ð

S. No.	Name of the officer	Designation
	S/Shri	
1.	Mr. Mohammad Latief Sofi	I/c Naib-Tehsildar, Chattabal
2.	Mr. Manzoor Ahmad Qureshi	I/c Naib-Tehsildar, HMT

By order of the Government.

(Sd.) ACHAL SETHI,

Secretary to Government,
Department of Law, Justice and Parlimentary Affairs.

EXTRAORDINARY REGD. NO. JKï 33

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS
(ACQUITTAL SECTION)

Notification

Jammu, the 9th December, 2019.

S. O.ï 28.ð In exercise of the powers conferred by section 24 of the Code of Criminal Prodedure, 1973, the Notification SRO-423 dated 20-10-2014 is hereby rescinded with immediate effect.

(Sd.) ACHAL SETHI,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð FINANCE DEPARTMENT

Notification

Jammu, the 16th December, 2019.

S. O.-37.ð In exercise of the powers conferred by section 5 of the Jammu and Kashmir Levy of Tolls Act, Samvat 1995 (Act No.VIII of 1995), the Government hereby exempt from payment of levy of toll leviable under the said Act, on import/export of sand/bajri/gravel and their allied products into/from the Union Territory of Jammu and Kashmir up to 31-03-2020 or till further orders, whichever is earlier.

By order of the Government of Jammu and Kashmir.

(Sd.) DR. ARUN KUMAR MEHTA, IAS,

Financial Commissioner,
Finance Department.

ÏEXTRAORDINARY REGD. NO. JKð 33

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATï ï REVENUE DEPARTMENT

Notification

Srinagar, the 25th June, 2020.

S.O.-202.ï ï In exercise of the powers conferred by sub-sections (4) and (5) of section 6 of the Jammu and Kashmir Land Revenue Act, Samvat 1996 (XIII of 1996), read with sub-section (1) of section 19 of the Jammu and Kashmir Agrarian Reforms Act, 1976 and in supersession of all previous notifications, the Government hereby confer upon Shri Hashmat Ali Khan, KAS, Joint Financial Commissioner, Agrarian Reforms, Jammu and Kashmir the powers of Financial Commissioner (Revenue) and Commissioner, Agrarian Reforms to be exercised by him within the Union Territory of Jammu and Kashmir for purposes of hearing and disposing of Appeals and Revisions under the Jammu and Kashmir Land Revenue Act, Samvat 1996 (1939 AD) and Jammu and Kashmir Agrarian Reforms Act, 1976, for the cases transferred to him by the Financial Commissioner, Revenue.

By order of the Government of Jammu and Kashmir.

(Sd.) DR. PAWAN KOTWAL, IAS,

Principal Secretary to Government,
Revenue Department.

EXTRAORDINARY REGD. NO. JKð 33

JAMMU & KASHMIR GOVERNMENT GAZETTE

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Separate paging is given to this part in order that it may be filed as a separate compilation.

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT

Notification

Srinagar, the 23rd July, 2019.

SRO-470.ï Whereas, on 28-10-2018, Police Station, Pulwama received an information that a bullet riddled dead body of one Imtiyaz Ahmad Mir S/o Jala-u-Din R/o Sontubugh, Pulwama who working as a Sub-Inspector in Police Department is lying at Village Wahibugh near Romshi Nala ; and

2. Whereas, a case FIR No. 288 of 2018 under sections 302, 120-B RPC, 7/27 A. Act, 13, 18 of Unlawful Activities

(Prevention) Act,1967 was registered at Police Station, Pulwama and investigation was taken up ; and

3. Whereas, during the course of investigation, on the basis of statements of witnesses, the seizure memos and other evidence, the Investigating Officer established a *prima facie* case against the accused persons namely, Mst. Saika D/o Mohammad Amin Shah R/o Tehab, 2. Ansar-ul-Haq Raina S/o Bashir Ahmad Raina R/o Ticken, Pulwama, 3. Shahid Mustaq Baba S/o Late Mushtaq Ahmad Baba R/o Drabgam, Rajpora, 4. Liyaqat Muneer Wani S/o Late Muneer Wani R/o Below, 5. Wajid-ul-Islam S/o Muzaffar Ahmad Wani R/o Babhar, Pulwama and 6. Showkat Ahmad Mir @ Showket Cable S/o Gh. Mohd Mir R/o Chandpora, Pulwama under sections 302, 120-B RPC, 7/27 A. Act, 13 & 18 of the Unlawful Activities (Prevention) Act, 1967. It is further submitted that accused militants namely Wajid-ul-Islam, Liyaqat Ahmad Wani, Shahid Baba have been killed in different encounters with security forces whileas accused Showkat Ahmad Mir (Showkat Cable) is absconding against whom proceedings under section 512 Cr. P. C. have been proposed ; and

4. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused persons for commission of offences punishable under sections 13 and 18 of the Unlawful Activities (Prevention) Act, 1967 ; and

5. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provision of law.

Now, therefore, in exercise of the powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act,

1967, the State Government hereby accords sanction for launching prosecution against the accused persons namely, Mst. Saika D/o Mohammad Amin Shah R/o Tehab, Ansar-ul-Haq Raina S/o Bashir Ahmad Raina R/o Ticken, Pulwama and Showkat Ahmad Mir @ Showket Cable S/o Gh. Mohd Mir R/o Chandpora, Pulwama for the commission of offences punishable under sections 13 & 18 of Unlawful Activities (Prevention) Act, 1967 in case FIR No. 288/2018 of Police Station, Pulwama.

By order of Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to the Government,
Home Department.

EXTRAORDINARY REGD. NO. JKð 33

THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATð HOME DEPARTMENT

Notification

Srinagar, the 26th July, 2019.

SRO 476.ï Whereas, on 10-09-2018 during Naka checking at Seer Crossing one person coming from Sangrama towards Sopore seeing the Naka tried to change his way. The suspect was chased by the Naka party and apprehended tactfully. On search, one Army colour bag with one T-shirt Chitra (Army colour), 10 AK 47 live ammunition and one AK-47 magazine were recovered from his possession. During preliminary enquiry,

he disclosed his name as Farhat Ahmad Lone S/o Ghulam Hassan Lone R/o Zangam, Pattan being affiliated with LeT outfit as OGW ; and

2. Whereas, a case FIR No. 94/2018 under section 18 ULA (P) Act, 7/25 A, Act was registered at Police Station, Tarzoo and investigation was taken up ; and

3. Whereas, during the course of investigation, site plan of place of occurence was prepared. Statement of witnesses acquainted with the facts and circumstances of the case were recorded under relevant provisions of law and placed on record besides statement of material witness was also recorded under section 164-A Cr. PC. Investigation revealed that accused Farhat Ahmad Lone S/o Ghulam Hassan Lone R/o Zangam, Pattan is an active OGW of LeT outfit operating in Police District, Sopore and in criminal conspiracy was going to join the LeT ranks but was apprehended before he could succeed in his nefarious design. The said accused had received the arms/ammunition from the militants of LeT to carry out terrorist activities in the jurisdiction of Police Station, Sopore. Based on the facts and circumstances investigation conducted has *prima facie* established offences punishable under sections 7/25 A Act, 18 UAP Act against accused Farhat Ahmad Lone S/o Ghulam Hassan Lone R/o Zangam, Pattan and accordingly investigation of case has been concluded as proved against him. It is here to mention that accused has been detained under PSA by the order of District Magistrate, Baramulla vide order No. 74/DMB/PSA/2018 dated 20-07-2018 and is presently lodged in District Jail, Kote Bhalwal, Jammu ; and

4. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused persons ; and

5. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities

(Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for his prosecution under the aforesaid provision of law.

6. Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused person namely Farhat Ahmad Lone S/o Ghulam Hassan Lone R/o Zangam, Pattan for the commission of offences punishable under sections 18 of Unlawful Activities (Prevention) Act, 1967 arising out of FIR No. 94/2018 of Police Station, Tarzoo.

By order of Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to the Government,
Home Department.

EXTRAORDINARY REGD. NO. JKð 33

THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 132] Jammu, Mon., the 26th August, 2019/4th Bhad., 1941. [No. 21-d

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATï ï HOME DEPARTMENT

Notification

Srinagar, the 6th August, 2019.

SRO-511.ï ï Whereas, on 21-09-2018 Police Station, Yaripora received a written docket from I/c PP, Beibagh to the effect that at about 20:45 hrs. Police Post, Beibagh reliable learnt that after evening hours some unknown miscreants with intensions to disrupt forthcoming panchayat elections set ablaze Panchayat Ghar building. The miscreants were led

by Muzaffer Ahmad Mir S/o Ab. Rashid S/o Ab. Rashid Mir R/o Munad-Gufan and Bilal Ahmad Thoker S/o Ghulam Ahmad Thoker R/o Munad-Gufan ; and

2. Whereas, a case FIR No. 75/2018, under section 436 RPC, 3 Public Property (Prevention of Damage) Act, 1985, PP(D) Act, 13, 18, 19, 20, 38, 39 UA(P) Act was registered in Police Station, Yaripora and investigation was taken up ; and

3. Whereas, during the course of investigation, site plan of place of occurrence was prepared. Statement of witnesses acquainted with facts and circumstances of case were recorded under relevant provisions of law and placed on record. During investigation from the scene of crime some burnt material was lifted and seized as piece of evidence and sent to FSL, Srinagar for chemical analysis and report thereof is awaited. Necessary memos to this effect were also prepared. In the meanwhile the investigating agency also received a letter from BDO, Block, Behibagh along with the report of Secretary, Panchayat Ghar, Munad-Gufan regarding the burning of Panchayat Ghar and same was made part of the file. Investigation conducted revealed that besides Muzaffer Ahamd Mir and Bilal Ahmad Thoker some other persons namely, Shahid Ahmad Rather, Ubaid Ahmad Rather, Sajad Ahmad Lone, Tawseef Ahmad Bhat, Abdul Rashid Khan were also found involved in this criminal act. These miscreants hatched a criminal conspiracy to set ablaze the Panchayat Ghar with terrorists namely, Farooq Ahmad Bhat @ Nali S/o Ab. Gani Bhat R/o Chack Dessend, Hilal Ahmad Wani S/o Mohd Akram Wani R/o Machwa, Ishfaq Ahmad Itoo S/o Mohd Yousuf Itoo R/o Hangalbush, Mohd Raqib Sheikh S/o Mohd Amin Sheikh R/o Shiganpora with the intension to disturb the Panchayat Elections and to create fear psychosis among the people and to disrupt the sovereignty and integrity of India ; and

4. Whereas, on the day of occurrence they burnt the said Panchayat Ghar and fled away from the spot. Subsequently accused Muzaffer Ahmad Mir, Bilal Ahamd Thoker, Shahid Ahmad Rather, Ubaid Ahmad Rather, Sajad Ahamd Lone, Tawseef Ahmad Bhat, Abdul Rashid Khan were arrested in the case. Investigation further revealed that A-8 to A-11 are members of banned organizations HM and LeT who are involved in various unlawful activities in the District Kulgam.

Accordingly categorization certificate in respect of them was also obtained and placed on record. Investigation further revealed that accused Hilal Ahmad Wani has been killed in an encounter and to this effect death certificate and copy of FIR was also obtained and placed on file ; and

5. Whereas, based on the facts and circumstances together with statement of witnesses so recorded under sections 161 and 164-A Cr. P. C. would *prima facie* establish offences punishable under sections 436 RPC, 04 PP(D) Act, 13, 18, 19, 38, 39 ULA(P) Act against accused A1-A7 namely 1. Muzaffer Ahmad Mir S/o Ab. Rashid Mir R/o Munad-Gufan, 2. Bilal Ahmad Thoker S/o Ghulam Ahamd Thoker R/o Munad-Gufan, 3. Shahid Ahmad Rather S/o Mohd Ashraf Rather R/o Munad-Gufan, 4. Ubaid Ahmad Rather S/o Mohammd Ahsan Rather R/o Munad-Gufan, 5. Sajad Ahmad Lone S/o Mohammad Shafi Lone R/o Munad-Gufan, 6. Tawseef Ahmad Bhat S/o Ali Mohd Bhat R/o Tongdunoo and 7. Abdul Rashid Khan S/o Ghulam Ahmad Khan R/o Munad-Gufan and offences under sections 436 RPC, 04 PP(D) Act, 7/25 Arms Act, 13, 18, 39 ULA(P) Act against militant namely, 8. Farooq Ahmad Bhat @ Nali S/o Ab. Gani Bhat R/o Chak Dessend, 9. Hilal Ahmad Wani S/o Mohd Akram Wani R/o Machwa (killed terrorist), 10. Ishfaq Ahamd Itoo S/o Mohd Yousuf Itoo R/o Hangalbush (active terrorist), l1. Raqib Ahmad Sheikh S/o Mohd Amin Sheikh R/o Shiganpora (active terrorist) and investigation of case has been concluded as proved against them. It is further submitted that accused A8, A10 and A11 all are active terrorists against whom proceedings under section 512 Cr. P. C. have been proposed ; and

6. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused persons ; and

7. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there

is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provisions of law.

8. Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the following accused for the commission of offences under various sections indicated against each arising out of FIR No.75/ 2018 of Police Station, Yaripora. :ð

S. No.	Name of accused	Under sections
1	2	3
01	Muzaffer Ahmad Mir S/o Ab. Rashid Mir R/o Munad-Guffan	
02	2. Bilal Ahmad Thoker S/o Ghulam Ahmad Thoker R/o Munad-Gufan	
03	3. Shahid Ahmad Rather S/o Mohd Ashraf Rather R/o Munad-Gufan	
04	Ubaid Ahmad Rather S/o Mohammad Ahsan Rather R/o Munad-Gufan	13, 18, 19, 38 and 39 of UAPA
05	Sajad Ahmad Lone S/o Mohammad Shafi Lone R/o Munad-Gufan	
06	Tawseef Ahmad Bhat S/o Ali Mohd Bhat R/o Tongdunoo	
07	Abdul Rashid Khan S/o Ghulam Ahmad Khan R/o Munad-Gufan	

1	2	3
08	Farooq Ahmad Bhat @ Nali S/o Ab. Gani Bhat R/o Chak Dessend	13, 18 and 39 of UAPA
09	Ishfaq Ahmad Itoo S/o Mohommad Yousuf Itoo R/o Hangalbush (active militant)	do.
10.	Raqib Ahmad Sheikh S/o Mohd Amin Sheikh R/o Shiganpora (active militant)	do.

By order of Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to the Government,
Home Department.

EXTRAORDINARY REGD. NO. JKð 33

THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATï ï HOME DEPARTMENT

Notification

Srinagar, the 26th August, 2019.

SRO-514.ï ï Whereas, on 17-09-2018, Police Station, Kulgam reliably came to know that some persons residing within the jurisdiction of Police Station, Kulgam particularly Rameez Ahmad Shah S/o Manzoor Ahmad Shah R/o Shouch and some unknown OGWôs of HM outfit are directly linked with terrorists particularly Umar Majeed Ganie R/o Shouch

and have conducted meeting in the residential house of Rameez Ahmad Shah and during the meeting they hatched conspiracy in order to disrupt the peace and tranquility in the jurisdiction of Police Station, Kulgam in view of forthcoming Panchayat/Municipal election. Further, the said OGWôs are providing every kind of support to terrorists in terrorist activities ; and

2. Whereas, a case FIR No. 161 of 2018 under sections 13, 18, 19, 38, 39 ULA(P) Act, 1967, 201 of R. P. C. was registered at Police Station, Kulgam and investigation was taken up ; and

3. Whereas, during course of investigation site plan of place of occurrence was prepared. Statement of witnesses acquainted with facts and circumstances of the case were recorded under the relevant provisions of law. Besides statement of material witness were recorded under section 164-A Cr. P. C. and placed on record. Statement of witnesses so recorded would *inter alia* reveal that accused Rameez Ahmad Shah S/o Manzoor Ahmad Shah R/o Shouch, Ishfaq Ahmad Sheikh S/o Mushtaq Ahmad Sheikh R/o Katrasoo and Asif Ahmad Malik S/o Bashir Ahmad Malik R/o Bugam are OGWôs of HM Outfit and are facilitating, aiding, harboring, supporting the terrorist activities of militants especially Omer Majeed Ganie who have conducted a meeting in the house of accused Rameez Ahmad Shah for furtherance of subversive activities in South Kashmir. Investigation also revealed that these accused OGWôs have provided weapons to the said organization from unknown illegal sources ; and

4. Whereas, evidence collected has *prima facie* established commission of offences punishable under sections 13, 18, 19, 38, 39 UAP Act, 1967 against accused 1. Rameez Ahmad Shah S/o Manzoor Ahmad Shah R/o Shouch and offences under sections 13, 18, 38, 39 UAP Act against accused 2. Ishfaq Ahmad Sheikh S/o Mushtaq Ahmad Sheikh R/o Katrasoo and 3. Asif Ahmad Malik S/o Bashir Ahmad Malik R/o Bugam and offences under sections 13, 18, 39 ULA(P) Act against accused Umar Majeed Ganie S/o Ab. Majeed Ganie R/o Shouch and investigation of the case has been concluded as proved against them. It is further submitted that accused A-4 Umar Majeed Ganie has been killed in an encounter with security forces and copy of FIR and death certificate has been placed on record ; and

5. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused persons ; and

6. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provisions of law.

7. Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the following accused for the commission of offences under various sections of Unlawful Activities (Prevention) Act, 1967 as shown against each arising out of FIR No. 161/2018 of Police Station, Kulgam :

S. No.	Name of Accused	Under sections
01	Rameez Ahmad Shah S/o Manzoor Ahmad Shah R/o Shouch	13, 18, 19, 38 and 39 of UAPA
02	Ishfaq Ahmad Sheikh S/o Mushtaq Ahmad Sheikh R/o Katrasoo	13, 18, 38 and 39 of UAPA
03	Asif Ahmad Malik S/o Bashir Ahmad Malik R/o Bugam	13, 18, 38 and 39 of UAPA

By order of Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to the Government,
Home Department.